



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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www.lalafco.org

**LOCAL AGENCY FORMATION COMMISSION
MEETING AGENDA**

Wednesday, April 8, 2015
9:00 a.m.

Room 381B

Kenneth Hahn Hall of Administration
500 West Temple Street, Los Angeles 90012

A person with a disability may contact the LAFCO office at (626) 204-6500 at least 72 hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

The entire agenda package and any meeting related writings or documents provided to a majority of the Commissioners after distribution of the agenda package, unless exempt from disclosure pursuant to California Law, are available at the LAFCO office and at www.lalafco.org.

1. **CALL MEETING TO ORDER**
2. **PLEDGE OF ALLEGIANCE WILL BE LED BY CHAIRMAN GLADBACH**
3. **DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)**
4. **SWEARING-IN OF SPEAKER(S)**
5. **INFORMATION ITEM(S) – GOVERNMENT CODE §§ 56751 & 56857
NOTICE**

None.

6. CONSENT ITEM(S)

All matters are approved by one motion unless held by a Commissioner or member(s) of the public for discussion or separate action.

- a. Approve Minutes of March 11, 2015.
- b. Operating Account Check Register for the month of March 2015.
- c. Receive and file update on pending applications.

7. PUBLIC HEARING(S)

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

8. PROTEST HEARING(S)

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

9. OTHER ITEMS

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

10. COMMISSIONERS' REPORT

Commissioners' questions for staff, announcements of upcoming events and opportunity for Commissioners to briefly report on their LAFCO-related activities since last meeting.

11. EXECUTIVE OFFICER'S REPORT

Executive Officer's announcement of upcoming events and brief report on activities of the Executive Officer since the last meeting.

12. PUBLIC COMMENT

This is the opportunity for members of the public to address the Commission on items not on the posted agenda, provided that the subject matter is within the jurisdiction of the Commission. Speakers are reminded of the three-minute time limitation.

13. **FUTURE MEETINGS**

May 13, 2015 (Will be held in Room 374A)
June 10, 2015
July 8, 2015
August 12, 2015

14. **FUTURE AGENDA ITEMS**

Items not on the posted agenda which, if requested, will be referred to staff or placed on a future agenda for discussion and action by the Commission.

15. **ADJOURNMENT MOTION**



Local Agency Formation Commission
for the County of Los Angeles

 **DRAFT**

Commission

Jerry Gladbach
Chair

Richard H. Close
Donald L. Dear
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80 South Lake Avenue
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REGULAR MEETING

MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION

FOR THE COUNTY OF LOS ANGELES

March 11, 2015

Present:

Jerry Gladbach, Chair

Richard H. Close
Donald L. Dear
Margaret Finlay
Sheila Kuehl
Tom LaBonge
David Spence

Michael D. Antonovich, Alternate
Lori Brogin-Falley, Alternate
Joe Ruzicka, Alternate

Paul A. Novak, AICP; Executive Officer
Erik Conard, Legal Counsel

Absent:

Don Knabe
Gerard McCallum

Paul Krekorian, Alternate
Judith Mitchell, Alternate
Greig Smith, 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 one member of the audience who planned to testify.

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 February 11, 2015 (Regular Meeting).
- b. Approved Minutes of February 11, 2015 (Special Meeting).
- c. Approved Operating Account Check Register for the month of February 2015.
- d. Received and filed update on pending applications.
- e. Adopted the Resolution Making Determinations Approving and Ordering Annexation No. 1070 to Santa Clarita Valley Sanitation District of Los Angeles County; Resolution No. 2015-09RMD.
- f. Adopted the Resolution Making Determinations Approving and Ordering Annexation No. 743 to Los Angeles County Sanitation District No. 21; Resolution No. 2015-10RMD.

MOTION: FINLAY
SECOND: DEAR
AYES: CLOSE, DEAR, FINLAY, KUEHL, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: KNABE, LaBONGE, McCALLUM
MOTION PASSES: 6/0/0

7 PUBLIC HEARING(S)

(None.)

8 PROTEST HEARING(S)

The following item was called up for consideration:

- a. Annexation No. 2013-06 to the City of Los Angeles (Jordan Downs).

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. 2013-06 to the City of Los Angeles (Jordan Downs); Resolution No. 2015-02PR.

MOTION: DEAR
SECOND: FINLAY
AYES: CLOSE, DEAR, FINLAY, KUEHL, SPENCE, GLADBACH
NOES: NONE
ABSTAIN: NONE
ABSENT: KNABE, LaBONGE, McCALLUM
MOTION PASSES: 6/0/0

9 OTHER ITEMS

The following item was called up for consideration:

a. Community Outreach.

The E.O. summarized the staff report on LAFCO staff outreach activities.

Commissioner Close asked the E.O. about the nature of these presentations. The E.O. stated that there are two types of presentations; the first is similar to a "LAFCO 101" presentation, describing LAFCO's history, authority, and procedures; and the second is a presentation tailored to meet the request of a specific topic with community groups or entities who have LAFCO-related questions. The E.O. stated that he gave a slide presentation to the Rancho Dominguez Neighborhood Association, who had questions regarding the Rancho Dominguez area and how the annexation process works. The E.O. stated he had a meeting with the Planners Technical Advisory Committee of the San Gabriel Valley Council of Governments, who were interested in the new requirements regarding Disadvantaged Unincorporated Communities (DUCs). The E.O. stated he is currently working with various city and County staffs to provide general information regarding future annexations.

Commissioner Spence asked what type of information was presented to the Sanitation Districts of Los Angeles County (District). The E.O. stated the District requested the presentation for new staff members of the District, thereby a "LAFCO 101" type presentation was provided at the meeting. The E.O. stated the presentation is similar to the "LAFCO 101" presentation offered at CALAFCO conferences. The E.O. stated that the intent of conducting these community outreach presentations is to offer the presentations locally, since many people can't attend CALAFCO conferences, and that the presentations can be tailored to meet the needs of a community who have specific LAFCO-related questions.

Chair Gladbach stated he attended a meeting with the E.O., who gave a presentation to the Association of Rural Town Councils. Chair Gladbach stated that the E.O.'s presentation was well received by the attendees.

Chair Gladbach stated that very few people are in contact with LAFCO, therefore these presentations provide helpful information to town councils, residents, and homeowner associations.

Commissioner Ruzicka stated the E.O.'s slide presentations to the Rotary Club of Walnut Valley and Three Valleys Municipal Water District were well received by the attendees.

Commissioner Close asked the E.O. if these entities perceive LAFCO as a threat. The E.O. stated that the answer is "no", and that he has generally received positive feedback.

The Commission took the following action:

- Received and Filed.

MOTION:	SPENCE
SECOND:	DEAR
AYES:	CLOSE, DEAR, FINLAY, KUEHL, SPENCE, GLADBACH
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	KNABE, LaBONGE, McCALLUM
MOTION PASSES:	6/0/0

[Supervisor Antonovich arrived at 9:10 a.m.]

9 OTHER ITEMS

The following item was called up for consideration:

- b. Omnibus Bill.

There was no written staff report for Agenda Item 9.b.

The E.O. stated that this item is for information purposes only, and no action is required by the Commission.

The E.O. gave a brief PowerPoint presentation regarding the annual Omnibus Bill.

The E.O. stated that the intent of his slide presentation was to provide Commissioners with an understanding of the Omnibus Bill, an annual legislative effort sponsored by California Association of Local Agency Formation Commissions (CALAFCO). The E.O. stated he is a member of Legislative Committee and coordinates CALAFCO's efforts regarding the Omnibus Bill. The E.O. gave a brief description of the development of the Omnibus Bill: every year, LAFCOs throughout the State identify issues with the language within the existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH 2000) and suggest improvements to CKH 2000; these "non-substantive" suggestions from LAFCOs are compiled by CALAFCO staff and then submitted to legislative staff; legislators respond by combining these minor topics into a single bill known as the "Omnibus Bill"; this bill is introduced every year by the Assembly Local Government Committee (ALGC); prior to the bill's introduction, staff at ALGC sends out a draft to various stakeholders for comment; for provisions to remain in the bill, any objections from any of these stakeholders have to be addressed in advance.

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The E.O. noted that changes were adopted for the 2014 Omnibus Bill, AB 2762. The changes included in AB 2762 are: made changes to the independent special district selection committee process; restructured the list of factors LAFCOs must consider when reviewing a proposal for change of organization or reorganization; provided that specific terms and conditions imposed by LAFCO (Government Code Section 56886) prevail in the event of a conflict with any of the general terms and conditions in Government Code Section 57300; and required submittal of a plan for services whenever a proposal for change of organization or reorganization is submitted and not just when a local agency submits a resolution of application. The E.O. stated that there were a total of eight to 10 changes in the 2014 Omnibus Bill. The E.O. stated that there were two proposed items removed from the 2014 Omnibus Bill before passage.

The E.O. noted that there are currently 12 proposed changes to CKH 2000 within the 2015 Omnibus Bill.

The E.O. noted that apart from the Omnibus Bill, CALAFCO had previously sponsored separate legislation relating to a reference to Joint Powers Authorities (JPA) in CHK 2000, and CALAFCO is currently sponsoring procedures in separate legislation regarding a disincorporation of a city.

[Commissioner LaBonge arrived at 9:19 a.m.]

10 COMMISSIONERS' REPORT

Commissioner Kuehl stated there are cities who are interested in forming a Joint Powers Authority (JPA) to provide "green" municipal utilities. Commissioner Kuehl asked the E.O. whether this is an issue which would come to LAFCO. The E.O. stated that if a city wants to provide service and it's within its municipal boundary, the city can provide service without LAFCO approval, but if a city wants to provide service outside its jurisdictional boundary, LAFCO approval is required. The E.O. stated he will report back to Commission regarding jurisdiction over utilities which want to provide "green" energy formed under JPAs.

Commissioner LaBonge stated he would send a letter to the E.O. regarding various boundary issues between the Cities of Los Angeles and Burbank, between the Cities of Glendale and Los Angeles (Eagle Rock area), and an area between California State University, Los Angeles and the Los Angeles County/University of California Medical Center.

Commissioner Spence stated that there is a current bill in the assembly for mutual water companies to form JPAs. Commissioner Spence asked the E.O. if LAFCO has jurisdiction over JPAs. The E.O. stated that within the LAFCO community, there is broad range of opinion about LAFCOs authority to regulate JPAs. The E.O. stated he will find out more information about the bill, and report back to the Commission.

Commissioner Kuehl stated there is an increasing need for entities to join together regionally to provide services as a cost-sharing method to reduce costs.

Commissioner Finlay asked if the agenda package can be transmitted electrically to each of the Commissioners or be made available on the website instead of receiving a "hard copy" of the agenda with the supporting documents on a compact disk. The E.O. stated that he would like all documents be sent electronically, but it poses a challenge since environmental documents can be quite large and cannot be transmitted electronically, due to server capacity. The E.O. stated he has considered sending an e-mail to each of the Commissioners, supervisorial planning deputies, and County counsel, with a link to LAFCO's website to download the agenda and a separate link for downloading supporting documents, such as environmental documents. The E.O. stated he has received mixed responses from Commissioners regarding all agenda and supporting documents being made available on the LAFCO website. The E.O. stated he will work with County counsel and Commissioners regarding the agenda package and supporting documentation to be transmitted via e-mail with links to the LAFCO website, and report back to the Commission.

11 EXECUTIVE OFFICER'S REPORT

The E.O. noted a copy of the CALAFCO Quarterly Report was included in the agenda package.

At last month's meeting, Commissioner LaBonge asked the Executive Officer to research and determine who owns the oldest parcel within Los Angeles County. The E.O. responded that Tejon Ranch is the oldest parcel within Los Angeles County, a single landowner since 1855.

12 PUBLIC COMMENT

(None).

13 FUTURE MEETINGS

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

14 FUTURE AGENDA ITEMS

(None).

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15 ADJOURNMENT MOTION

On motion of Commissioner LaBonge, seconded by Commissioner Finley, the meeting was adjourned at 9:36 a.m.

Respectfully submitted,

Paul A. Novak, AICP
Executive Officer

10:57 AM

04/01/15

Accrual Basis

LAFCO 03 REGISTER REPORT March 2015

Type	Date	Num	Name	Memo	Amount	Balance
10000 Cash Unrestricted						
10003 Operating Account						
Deposit	3/3/2015			Deposit	111.40	111.40
Transfer	3/3/2015			T4-A Cash Management	150,000.00	150,111.40
Bill Pmt -Check	3/5/2015	7473	Accountemps	Cust#00490-001923000, G. D...	-106.31	150,005.09
Bill Pmt -Check	3/5/2015	7474	Bank of America*		-718.15	149,286.94
Bill Pmt -Check	3/5/2015	7475	CALAFCO"	What is LAFCo brochure	-110.00	149,176.94
Bill Pmt -Check	3/5/2015	7476	Charter Communicati...	Acct#8245100171576933, 03/...	-454.79	148,722.15
Bill Pmt -Check	3/5/2015	7477	CTS Glendale		-1,030.00	147,692.15
Bill Pmt -Check	3/5/2015	7478	Gina Duche	Bookkeeping: 4 Hrs	-80.00	147,612.15
Bill Pmt -Check	3/5/2015	7479	Greater LA County V...	Refund: Annexation No. 2014-02	-75.00	147,537.15
Bill Pmt -Check	3/5/2015	7480	LACERA	February 2015 Employee/Emp...	-11,576.02	135,961.13
Bill Pmt -Check	3/5/2015	7481	Los Angeles County ...	Annexation No. 2014-03, City ...	-850.00	135,111.13
Bill Pmt -Check	3/5/2015	7482	Motor Parks		-1,035.00	134,076.13
Bill Pmt -Check	3/12/2015	7483	Accountemps	Cust#00490-001923000, G. D...	-113.40	133,962.73
Bill Pmt -Check	3/12/2015	7484	Certified Records Ma...	Cust#00271, 03/01/15-03/31/15	-148.22	133,814.51
Bill Pmt -Check	3/12/2015	7485	CoreLogic	Acct#200-694038-RR657541-2...	-67.00	133,747.51
Bill Pmt -Check	3/12/2015	7486	County Counsel	Legal Services: January 2015	-6,590.90	127,156.61
Bill Pmt -Check	3/12/2015	7487	Daily Journal		-224.25	126,932.36
Bill Pmt -Check	3/12/2015	7488	Gina Duche	Bookkeeping: 5 Hrs	-100.00	126,832.36
Bill Pmt -Check	3/12/2015	7489	LACERA	LAFCO OPEB: Feb 2015, Cale...	-833.52	125,998.84
Bill Pmt -Check	3/12/2015	7490	MetLife*	Cert#0003242935, P. Novak	-441.00	125,557.84
Bill Pmt -Check	3/12/2015	7491	Ricoh Americas Corp	036-0027688-000	-1,568.36	123,989.48
Bill Pmt -Check	3/12/2015	7492	S.D.R.M.A.	7352	-4,666.00	119,323.48
Check	3/13/2015	451336138	ADP	Processing charges for period ...	-124.93	119,198.55
Check	3/13/2015	DM	Ambar De La Torre	Salary, March 13, 2015	-1,694.41	117,504.14
Check	3/13/2015	DM	Douglass Dorado	Salary, March 13, 2015	-2,512.10	114,992.04
Check	3/13/2015	DM	Michael E. Henderson	Salary, March 13, 2015	-1,942.79	113,049.25
Check	3/13/2015	DM	Patricia Knoebl-Wood	Salary, March 13, 2015	-1,098.82	111,950.43
Check	3/13/2015	DM	Paul Novak	Salary, March 13, 2015	-4,457.83	107,492.60
Check	3/13/2015	DM	Alisha O'Brien	Salary, March 13, 2015	-1,881.49	105,611.11
Check	3/13/2015	DM	June D. Savala	Salary, March 13, 2015	-3,665.68	101,945.43
Check	3/13/2015	DM	Federal Tax Deposit	Payroll Taxes, March 13, 2015	-4,475.29	97,470.14
Check	3/13/2015	DM	State Income Tax	Payroll Taxes, March 13, 2015	-1,177.39	96,292.75
Deposit	3/16/2015		San Bernardino LAF...	Deposit	83.00	96,375.75
Bill Pmt -Check	3/19/2015	7493	Accountemps	Cust#00490-001923000, G. D...	-1,456.00	94,919.75
Bill Pmt -Check	3/19/2015	7494	Alisha O'Brien*	Reimbursement: Mileage expe...	-24.68	94,895.07
Bill Pmt -Check	3/19/2015	7495	FedEx*	Acct#1244-7035-8	-21.89	94,873.18
Bill Pmt -Check	3/19/2015	7496	Gina Duche	Bookkeeping: 4 Hrs	-80.00	94,793.18
Bill Pmt -Check	3/19/2015	7497	Office Depot*		-261.80	94,531.38
Bill Pmt -Check	3/19/2015	7498	Patricia Knoebl-Wood*	Reimbursement: SEI Training	-22.61	94,508.77
Bill Pmt -Check	3/19/2015	7499	Tropical Interior Plants	Service: February 2015	-100.00	94,408.77
Check	3/20/2015	451746539	ADP	EZLabor Manager: March 2015	-52.50	94,356.27
Deposit	3/23/2015		Imperial LAFCO	Deposit	83.00	94,439.27
Bill Pmt -Check	3/24/2015	7500	80 South Lake LLC	NO000758-1	-6,940.93	87,498.34
Bill Pmt -Check	3/24/2015	7501	ATT	Acct#990566760, 02/10/15-03/...	-197.11	87,301.23
Bill Pmt -Check	3/24/2015	7502	Bank of America*		-847.36	86,453.87
Bill Pmt -Check	3/24/2015	7503	Dell Marketing L.P.*	Cust#125148779	-731.23	85,722.64
Bill Pmt -Check	3/24/2015	7504	Gina Duche	Bookkeeping: 4 Hrs	-80.00	85,642.64
Bill Pmt -Check	3/24/2015	7505	LACERA	Employee/Employer contributi...	-11,544.59	74,098.05
Bill Pmt -Check	3/24/2015	7506	Motor Parks	Cust#025-001 Unreserved (7) ...	-630.00	73,468.05
Bill Pmt -Check	3/24/2015	7507	Neofunds	Acct#1290, Postge: 02/19/15	-300.00	73,168.05
Bill Pmt -Check	3/24/2015	7508	Office Depot*		-105.62	73,062.43
Bill Pmt -Check	3/24/2015	7509	Paul A. Novak	Reimbursement: Southwest Air...	-3.80	73,058.63
Deposit	3/26/2015			Deposit	9,600.00	82,658.63
Check	3/30/2015	DM	Ambar De La Torre	Salary, March 30, 2015	-1,694.40	80,964.23
Check	3/30/2015	DM	Douglass Dorado	Salary, March 30, 2015	-2,512.10	78,452.13
Check	3/30/2015	DM	Michael E. Henderson	Salary, March 30, 2015	-1,942.79	76,509.34
Check	3/30/2015	DM	Patricia Knoebl-Wood	Salary, March 30, 2015	-1,424.03	75,085.31
Check	3/30/2015	DM	Paul Novak	Salary, March 30, 2015	-4,457.82	70,627.49
Check	3/30/2015	DM	Alisha O'Brien	Salary, March 30, 2015	-1,881.48	68,746.01
Check	3/30/2015	DM	June D. Savala	Salary, March 30, 2015	-3,665.68	65,080.33
Check	3/30/2015	DM	Federal Tax Deposit	Payroll Taxes, March 30, 2015	-4,484.90	60,595.43
Check	3/30/2015	DM	State Income Tax	Payroll Taxes, March 30, 2015	-1,177.39	59,418.04
Check	3/30/2015	89590186	Michael D. Antonovich	Stipend, March 2015	-105.20	59,312.84
Check	3/30/2015	89590187	Lori W. Brogin	Stipend, March 11, 2015	-147.82	59,165.02
Check	3/30/2015	89590188	Richard Close	Stipend, March 11, 2015	-147.82	59,017.20
Check	3/30/2015	89590189	Margaret E. Finlay	Stipend, March 11, 2015	-147.82	58,869.38

Type	Date	Num	Name	Memo	Amount	Balance
Check	3/30/2015	89590190	Edward G. Gladbach	Stipend, March 11, 2015	-147.82	58,721.56
Check	3/30/2015	89590191	Sheila A Kuehl	Stipend, March 11, 2015	-136.38	58,585.18
Check	3/30/2015	DM	Donald L. Dear	Stipend, March 11, 2015	-147.82	58,437.36
Check	3/30/2015	DM	Thomas J LaBonge	Stipend, March 11, 2015	-147.82	58,289.54
Check	3/30/2015	DM	Joseph Ruzicka*	Stipend, March 11, 2015	-147.82	58,141.72
Check	3/30/2015	DM	David Spence	Stipend, March 11, 2015	-147.82	57,993.90
Check	3/30/2015	DM	Federal Tax Deposit	Stipend Payroll Taxes, March ...	-63.59	57,930.31
Check	3/30/2015	DM	State Income Tax	Stipend Payroll Taxes, March ...	-10.00	57,920.31
Total 10003 Operating Account					57,920.31	57,920.31
Total 10000 Cash Unrestricted					57,920.31	57,920.31
TOTAL					57,920.31	57,920.31

**AGENDA ITEM NO. 6c - April 8, 2015
PENDING APPLICATIONS AS OF APRIL 1, 2015**

		LAFCO Designation	Applicant	Description	Status	Date Filed	Est. Date of Completion
1	AOB	Annexation No. 2003-08(40-23/4-103) to Los Angeles County Waterworks District No. 40	LA County Waterworks District 40	Annex 19.69 acres. 42 existing single-family homes located at the NE corner of Ave N and 55th St W in the City of Palmdale.	April agenda	11/4/2003	Unknown
2	AOB	Annexation 2006-12 to Los Angeles County Waterworks District No. 40	Land Resource Investors	Annex 20 acres of vacant land located at the northeast corner of Avenue J and 37th Street East, City of Lancaster. Will be developed into 80 single family homes.	Incomplete filing: property tax transfer resolution, registered voter and landowner labels.	5/16/2006	Unknown
3	AOB	Annexation No. 2006-46 to Los Angeles County Waterworks District No. 40	New Anaverde, LLC	Annex 1,567 acres of vacant land located near Lake Elizabeth Road and Avenue S in the city of Palmdale. Will be developed into 313 single family home.	Incomplete filing: CEQA, registered voter labels, landowner labels, and approved map and legal.	10/5/2006	Unknown
4	AOB	Annexation No. 2011-17 (2006-50) to Los Angeles County Waterworks District No. 40	Behrooz Haverim/Kamyar Lashgari	Annex 20.62 acres of vacant land located south of Avenue H between 42nd Street West and 45th Street West in the City of Lancaster. To be developed into single family homes	Incomplete filing: property tax transfer resolution, registered voter and landowner labels.	12/1/2006	Unknown
5	DD	Annexation No. 2007-04 City of Industry	City of Industry	Annexation of 14.8 acres to the City of Industry. The subject territory consists principally of a street right-of-way along Valley Blvd., between Morningside Drive and the City of Industry and City of Pomona boundary line.	Notice of Filing sent 6-6-07 Incomplete filing: property tax transfer resolution, registered voter and landowner labels, map of limiting addresses, and list of limiting addresses.	1/4/2007	Unknown
6	AOB	Annexation No. 2007-18 to Los Angeles County Waterworks District No. 40	Michael Roach/ LACWD	Annex 130.29 acres of inhabited located between Avenue K & K-8 and between 30th and 35th Streets East, in the City of Lancaster.	Notice of Filing sent 01/16/08. Incomplete filing: approved map and legal.	6/5/2007	Unknown
7	AOB	Annexation No. 2007- 29 to Quartz Hill Water District - SOI amendment	Kimberly Juday	Annex 5.08 acres of vacant land located at NEC of Avenue L-12 & 37th Street West, in the City of Lancaster. Future development of 7 single family homes	Notice of Filing sent 05/28/08. Incomplete filing: property tax transfer resolution.	1/4/2008	Unknown
8	AOB	Annexation 2008-13 to Los Angeles County Waterworks District No. 40	Lancaster School Dist.	Annex 20.47 acres of vacant land located 2 miles west of the Antelope Valley frw. And the nearest paved major streets are ave. H. And Ave. I, in the City of Lancaster. For future construction of a school.	Notice of Filing sent 04/22/09. Incomplete filing: property tax transfer resolution, CEQA,	9/22/2008	Unknown
9	AOB	Annexation No. 2008-09 to Los Angeles County Waterworks District No. 37	Watt Enterprises LTD	Annex 272 Acres vacant land located on Escondido Canyon Road (area B) and Hubbard Road (area A) Angeles Forest Highway and Vincent Road	Notice of Filing sent 02/24/09. Incomplete filing: property tax transfer resolution and CEQA	12/5/2008	Unknown

		LAFCO Designation	Applicant	Description	Status	Date Filed	Est. Date of Completion
10	AOB	Reorganization 2010-04 Los Angeles County Waterworks District No. 29	Malitex Partners, LLC	Detach 88 acres of vacant land from the Las Virgenes Municipal Water District and annex same said territory to Los Angeles County Waterworks District No 29 and West Basin Municipal Water District. The project includes future construction of three homes and dedicates open space. The project site is located north of Pacific Coast Highway at the end of Murphy Way, in the unincorporated area adjacent to Malibu.	Notice of Filing sent 07-15-10. Incomplete filing: CEQA.	6/9/2010	Unknown
11	DD	City of Palmdale Annexation 2010-05	City of Palmdale	49.6 acres located adjacent to residential properties to the southwest, southeast, and separated by the Amargosa Creek to the north.	Notice of Filing sent 1-3-11 Incomplete filing: property tax transfer resolution, insufficient CEQA, unclear pre-zoning ordinance, approved map and legal	10/25/2010	Unknown
12	AOB	Reorganization 2011-16 (Tesoro del Valle)	NCWD/CLWA	801.53 acres regional access is provided via Interstate 5 (1-5) for north/south travelers from the east, and State Route 126 (SR-126) for travelers from the west. The existing local thoroughfare that provides access to the proposed area is Copper Hill Drive, which can be accessed directly from Tesoro del Valle Drive or Avenida Rancho Tesoro.	Notice of Filing sent 05-31-11. Incomplete filing: property tax transfer resolution.	5/5/2011	Unknown
13	DD	City of Los Angeles Annexation 2011-27	Forestar Group	685 acres of uninhabited territory located east of Browns Canyon Road and northwest of Mason Ave., in the unincorporated area just north of the City of Los Angeles.	Notice of Filing sent 2-15-12 Incomplete filing: property tax transfer resolution, CEQA, pre-zoning ordinance, map of limiting addresses, list of limiting addresses, and approved map and legal.	12/8/2011	Unknown
14	DD	City of Carson Annexation 2011-25 (Rancho Dominguez)	City of Carson	1,710 acres located south of the 91 Freeway, west of the 710 Freeway, north of Del Amo Blvd., and east of Wilmington Ave.	Notice of Filing sent 12-29-11 Incomplete filing: property tax transfer resolution, stamped NOD, map of limiting addresses, approved map and legal	12/27/2011	Unknown
15	DD	City of Palmdale Annexation 2011-19	City of Palmdale	405 acres of uninhabited territory located between Palmdale Blvd and Ave S and 80th and 85th Street East.	Notice of Filing sent 3-22-12 Incomplete filing: property tax transfer resolution, inadequate CEQA, maps of limiting addresses, list of limiting addresses, and approved map and legal. DUC adjacent	3/8/2012	Unknown
16	AOB	Annexation 2012-19 Walnut Valley Water District	Walnut Valley Water District	550.52 acres: Northwestern portion of City of Walnut, Recently developed hillside surrounded by housing developments to the North and East, fronted by Amar Rd on the South and an existing closed landfill on the West.	Notice of Filing sent 04-16-13. Incomplete filing: property tax transfer resolution and approved map and legal.	1/3/2013	Unknown

		LAFCO Designation	Applicant	Description	Status	Date Filed	Est. Date of Completion
17	AOB	Annexation 2012-13 County Waterworks District No. 37	LA County Waterworks District 37	The proposed annexation areas consists of residential tracts of single family homes on large lots, are bordered by other residential tracts and by vacant land.	Notice of Filing sent 03-07-13. Incomplete filing: property tax transfer resolution and approved map and legal.	1/31/2013	Unknown
18	AOB	Annexation 2012-01 County Waterworks District No. 40 (Antelope Valley Christian Ctr)	LA County Waterworks District 40	Southwest corner of 30th St. East and Avenue K-8, APN 3170-008-001. Also known as the North 1/2 of the Southeast 1/4 of Section 30, Township 7 North, Range 11 West, San Bernardino Meridian.	Notice of Filing sent 03-07-13. Incomplete filing: property tax transfer resolution.	2/20/2013	Unknown
19	AOB	Reorganization No. 2013-01 to Newhall County Water District (Castaic High School)	Newhall County Water District	Detach from Los Angeles County Waterworks District No. 36, Val Verde and annex to Newhall County Water District. Located at the northwest corner of Romero Canyon Road and Canyon Hill Road, in the unincorporated community of Castaic.	Notice of Filing sent 06-19-13. Incomplete filing: property tax transfer resolution and approved map and legal.	4/3/2013	Unknown
20	DD	Reorganization No. 2013-04 City of Rolling Hills	City of Rolling Hills	The application involves approximately .54 acres of uninhabited territory. The subject territory is generally located at the intersection of Silver Spur Road and Crenshaw Blvd in the City of Rolling Hills.	Notice of Filing sent 6-27-13 Incomplete filing: property tax transfer resolution, landowner and registered voter labels, map of limiting addresses, and list of limiting addresses.	6/26/2013	unknown
21	DD	Annexation No. 2013-06 to the City of Los Angeles (Jordan Downs)	City of Los Angeles	41.72 acres located along Alameda St between East 97th Street and East 103rd Street, adjacent to the City of Los Angeles.	March agenda	8/28/2013	Mar-2015
22	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation No. 1070	Sanitation Districts	12.24 acres located approximately 1,000 feet west of Whites Canyon Road and approximately 500 feet south of Sidani Lane, all within unincorporated Los Angeles County.	March agenda	3/3/2014	Apr-2015
23	DD	Annexation 2014-04 to the City of Calabasas	City of Calabasas	annex approximately 43.31± acres of uninhabited territory to the City of Calabasas. The affected territory is generally located along Agoura Road between Liberty Canyon Road and Malibu Hills Road, in Los Angeles County unincorporated territory adjacent to the City of Agoura Hills and Calabasas.	Notice of Filing sent 3-20-14 Incomplete filing: property tax transfer resolution, CEQA, pre-zoning ordinance, radius map, landowner and registered voter labels, landowner consent letter, approved map and legal	3/18/2014	Unknown
24	AOB	Annexation No. 2014-02 to Greater Los Angeles County Vector Control District	Greater Los Angeles County Vector Control District	Annex the entire City of La Canada Flintridge (approx. 5,440 ± acres) into the Greater Los Angeles County Vector Control District.	Protest Hearing April agenda	4/16/2014	Unknown
25	AOB	Reorganization No. 2014-06 to Los Angeles County Waterworks District No. 29, Malibu	NSRS Trust	Detach 2 acres located on Palm Canyon Lane, unincorporated territory, from Las Virgenes Municipal Water District and annex said territory to Los Angeles County Waterworks District No. 29, Malibu.	Notice of Filing sent 06-19-14. Incomplete filing: property tax transfer resolution, CEQA, and approved map and legal.	5/21/2014	Unknown
26	AD	Annexation 743 to District No. 21	Sanitation Districts	1.5 acres located on Mt. Baldy Road approximately 250 feet north of the terminus of New Hampshire Avenue, all within the unincorporated Los Angeles County.	March agenda	6/23/2014	Apr-2015

		LAFCO Designation	Applicant	Description	Status	Date Filed	Est. Date of Completion
27	AD	Annexation 742 to District No. 21	Sanitation Districts	8.380 acres. Two parcels. Parcel 1 is located on Sumner Avenue approximately 100 feet south of Baseline Road; Parcel 2 is located at the southeast intersection of Towne Avenue and Baseline Road, all within the City of Claremont	Pending	7/15/2014	Unknown
28	AD	Annexation 741 to District No. 21	Sanitation Districts	1.8 acres located on Baseline Road approximately 200 feet west of Oxford Avenue, all within the City of Claremont.	Pending	7/15/2014	Unknown
29	AOB	Annexation No. 2014-09 to Los Angeles County Waterworks District No. 36, Val Verde (Los Valles Development)	SFI Los Valles LLC	SOI Amendment and Annexation of 10± acres located north of Halsey Canyon Road and Los Valles Drive, all within unincorporated territory of Castaic	Notice of Filing sent 10-02-14. Incomplete filing: property tax transfer resolution, CEQA, and approved map and legal.	7/15/2014	Unknown
30	AD	Annexation 744 to District No. 21	Sanitation Districts	0.75 acres located on Pomello Drive approximately 300 feet west of Padua Avenue, all within the City of Claremont.	Pending	8/13/2014	Unknown
31	AD	Annexation 419 to District No. 22	Sanitation Districts	1.8 acres located on Ranch Road approximately 1,500 feet north of Sierra Madre Avenue, all within the City of Azusa.	May agenda	8/13/2014	Unknown
32	AOB	Annexation No. 2014-13 to Los Angeles County Waterworks District No. 40, Antelope Valley	Lebata, Inc.	310.96 acres located near Avenue T and 126th Street East, in unincorporated County territory, near the community of Pearlblossom. Install and operate a new sand and gravel mining operation.	Notice of Filing sent 09-30-14. Incomplete filing: property tax transfer resolution, CEQA, radius labels, mailing labels of landowners and registered voters, approved map and legal.	9/29/2014	Unknown
33	AD	Annexation 740 to District No. 21	Sanitation Districts	6.591 acres located on Rio Rancho Road directly north of the 60 Freeway, all within the City of Pomona.	Pending approval of tax resolution	10/6/2014	Unknown
34	AD	Annexation 417 to District No. 14	Sanitation Districts	0.76 acres located on Avenue M-4 approximately 300 feet west of 55th Street West, all within unincorporated Los Angeles County.	Pending approval of tax resolution	10/21/2014	Unknown
35	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation No. 1071	Sanitation Districts	0.921 acres located on Placeritos Boulevard between Meadview Avenue and Aden Avenue, all within the City of Santa Clarita.	pending approval of tax resolution	10/27/2014	Unknown
36	AOB	Annexation No. 2014-11 to Greater Los Angeles County Vector Control District	Greater Los Angeles County Vector Control District	Annex the entire unincorporated County territory of La Crescenta-Montrose (3.4 square miles) into Greater Los Angeles County Vector Control District.	May agenda	11/4/2014	Unknown
37	DD	Reorganization No. 2014-03 to the City of Calabasas	City of Calabasas	176± acres immediately north of and adjacent to the 101 freeway between the City of Calabasas and Hidden Hills.	Notice of Filing sent 1-8-15. Incomplete filing: property tax transfer resolution, CEQA, pre-zoning ordinance, radius map, mailing labels of landowners and registered voters, approved map and legal.	12/10/2014	Unknown
38	AD	Annexation 422 to District No. 22	Sanitation Districts	2.495± acres located on Mount Olive Drive approximately 400 feet east of Woodlyn Lane, all within the City of Bradbury.	Pending approval of tax resolution	1/7/2015	Unknown

		LAFCO Designation	Applicant	Description	Status	Date Filed	Est. Date of Completion
39	AD	Annexation 420 to District No. 22	Sanitation Districts	40.789 acres. The affected territory has two parcels. Parcel 1 is located on De Anza Heights Drive approximately 200 feet east of Walnut Avenue, within the City of San Dimas. Parcel 2 is located on Puddingstone Drive approximately 1,500 feet east of Walnut Avenue, within the City of La Verne.	Pending approval of tax resolution	2/10/2015	Unknown
40	AOB	Reorganization No. 2015-08 to Greater Los Angeles County Vector Control District	Greater Los Angeles County Vector Control District	200.2± acres. Portion of the City of Gardena, east of Crenshaw Blvd., north of 147th St. and north of Rosecrans Blvd., west of Hobart Blvd. Detachment from Los Angeles County West Vector Control District and Annexation to Greater Los Angeles County Vector Control District.	Notice of Filing sent 03-24-15. Incomplete filing: property tax transfer resolution.	3/19/2015	Unknown

Staff Report

April 8, 2015

Agenda Item No. 7.a.

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

PROPOSAL SUMMARY:

Size of Affected Territory:	20.30± acres
Inhabited/Uninhabited:	Inhabited
Applicant:	Los Angeles County Waterworks District No. 40, Antelope Valley (District)
Resolution or Petition:	March 27, 2003
Application Filed with LAFCO:	November 4, 2003
Location:	The affected territory is located at the northeast corner of Avenue N and 55 th Street West.
City/County:	City of Palmdale.
Affected Territory:	The affected territory consists of 41 existing single-family homes and one existing drainage basin.
Surrounding Territory:	Surrounding land is residential and vacant land.
Landowner(s):	There are multiple owners of record.
Registered Voters:	90 registered voters as of February 11, 2015
Purpose/Background:	The purpose of this annexation is to bring the Los Angeles County Waterworks District No. 40, Antelope Valley, customers who are currently being serviced by the District into the District's boundaries.
Related Jurisdictional Changes:	There are no related jurisdictional changes.
Within SOI:	Yes

Waiver of Notice/Hearing/Protest: No

CEQA Clearance: The proposal 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 current zoning.

Additional Information: None

FACTORS TO BE CONSIDERED PURSUANT TO GOVERNMENT CODE 56668:

a. Population:

The existing population is 160 residents as of March 5, 2015. The population density is 7 persons per acre.

The estimated future population is 160 residents (no anticipated change).

The affected territory is 20.30+/- acres. The existing land use is residential.

The assessed valuation is \$13,484,637 as of January 29, 2015. The per capita assessed valuation is \$84,279. On September 18, 2012, the County adopted a negotiated tax exchange resolution; all other involved public agencies have adopted a property tax transfer resolution.

The topography of the affected territory is generally flat terrain.

There are no natural boundaries. There is one existing drainage basin located near the northeast corner, within the affected territory.

The nearest populated areas are directly north, south, and west of the affected territory. The affected territory is likely to experience modest growth in the next ten years. The adjacent areas are likely to experience modest growth in the next ten years.

b. Governmental Services and Controls:

The affected territory includes 41 existing single-family homes and one existing drainage basin which require organized governmental services. The affected territory will require governmental services indefinitely.

The present cost and adequacy of government services and controls in the area are acceptable. The probable effect of the proposed action and of alternative courses of action on the cost and adequacy of services and controls in the affected territory and adjacent areas is for residents to pay lower rates than they would if they were to remain outside the District boundary and pay out-of-district rates.

c. Proposed Action and Alternative Actions:

The 41 single-family homes and one existing drainage basin will not impact the surrounding areas. There is no effect of the proposed action on mutual social and economic interests. As a special district annexation, the proposal has no impact on the local governmental structure of the County.

d. Conformity with Commission Policies on Urban Development and Open Space Conversion Policies:

There are no conformance issues because the Commission has not adopted any policies relative to providing planned, orderly, efficient patterns of urban development.

There is no prime agricultural land within or adjacent to the affected territory. The proposal conforms with the objectives in Government Code Sections 56377(a) and 56377(b).

e. Agricultural Lands:

There are no effects on agricultural lands, as defined. None of the land within the affected territory is currently used for the purpose of producing an agricultural commodity for commercial purposes. According to the California Department of Conservation, Division of Land Resource Protection, none of the land within the affected territory is subject to a Land Conservation Act (aka "Williamson Act") contract nor in a Farmland Security Zone (California Land Conservation Act 2012 Status Report).

f. Boundaries:

The boundaries of the affected territory have been clearly defined by the applicant, and these boundaries have been reviewed and approved by LAFCO's GIS/Mapping Technician.

The boundaries conform to lines of assessment or ownership, and these boundaries have been reviewed and approved by LAFCO's GIS/Mapping Technician.

As a special district annexation, the proposal has no impact on existing city-county boundaries, nor does it create islands or corridors of unincorporated territory.

g. Consistency with Plans:

The proposal has no significant impact upon, and is therefore consistent with, the Regional Transportation Plan.

The proposal is consistent with the existing City of Palmdale General Plan designation of SFR-2 (Single Family Residential).

The affected territory is not within the boundaries of any Specific Plan.

Pre-zoning is not a requirement for a special district proposal.

h. Sphere of Influence:

The affected territory is within the Sphere of Influence of the Los Angeles County Waterworks District No. 40, Antelope Valley.

i. Comments from Public Agencies:

Staff did not receive any significant comments from public agencies or any resolutions raising objections from any affected agency.

j. Ability to Provide Services:

The affected territory is already being serviced by the Los Angeles County Waterworks District No. 40, Antelope Valley.

k. Timely Availability of Water Supplies:

There are no known issues regarding water supply or delivery.

l. Regional Housing:

As a special district annexation, the proposal will not affect any city, nor the county, in achieving their respective fair shares of the regional housing needs as determined by the Southern California Association of Governments (SCAG).

m. Comments from Landowners, Voters, or Residents:

Staff did not receive any significant comments from landowners, voters, or residents.

n. Land Use Designations

The proposal is consistent with the existing City of Palmdale General Plan designation of SFR-2 (Single Family Residential).

The proposal is consistent with the existing City of Palmdale zoning designation of R-1-13,000 (single-family residential with a minimum lot size of 13,000 square feet).

o. Environmental Justice:

The proposal will have no adverse effect with respect to the fair treatment of people of all races and incomes, or the location of public facilities or services.

There are no Disadvantaged Unincorporated Communities (DUCs) within or adjacent to the affected territory.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) CLEARANCE:

The project qualifies for a Class 19(a) exemption from CEQA because it consists of an annexation with existing structures developed to the density allowed by current zoning. The original environmental clearance was a Negative Declaration adopted by the Los Angeles County Waterworks District No. 40, Antelope Valley, as lead agency, on June 18, 2002, when the land was vacant and proposed for housing. Since the formerly vacant land has been developed since that time with private residences consistent with the zoning, the Class 19(a) exemption most accurately describes the project before the Commission.

CONCLUSION:

Staff recommends approval of the proposal as a logical and reasonable extension of the Los Angeles County Waterworks District No. 40, Antelope Valley, which will be for the interest of landowners and/or present and/or future inhabitants within the District and within the annexation territory.

Recommended Action:

1. Find that the proposal is categorically exempt from CEQA;
2. Open the public hearing and receive testimony on the annexation;
3. There being no further testimony, close the public hearing;
4. Adopt the Resolution Making Determinations Approving Annexation No. 2003-08 (40-23-4/4-103) to Los Angeles County Waterworks District No. 40, Antelope Valley; and
5. Pursuant to Government Code Section 57002, set May 13, 2015, at 9:00 a.m., as the date and time for Commission protest proceedings.

**RESOLUTION NO. 2015-00RMD
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:

SECOND:

AYES:

NOES:

ABSTAIN:

ABSENT:


MOTION PASSES: 0/0/0


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


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





Legend

 Annexation 2003-08

 City of Lancaster

 City of Palmdale

 Los Angeles County Waterworks

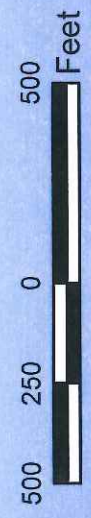
 District 40, Antelope Valley

 LA County Waterworks District 40 SOI

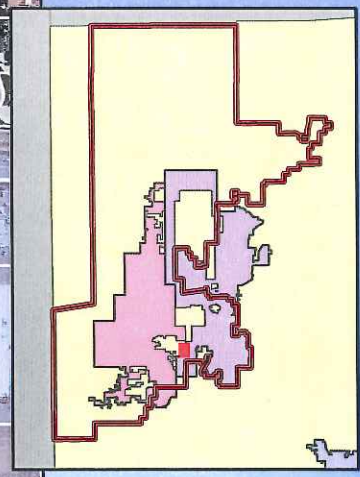
Annexation 2003-08 **Los Angeles County Waterworks** **District 40, Antelope Valley**



LAFCO
 Local Agency Formation Commission
 for the County of Los Angeles



April 8, 2015



Staff Report

April 8, 2015

Agenda Item No. 8.a.

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

On February 11, 2015, your Commission approved a request for the annexation of approximately 5,440± acres of inhabited territory into the boundaries of Greater Los Angeles County Vector Control District. The Protest Hearing before you today will satisfy the requirements of Government Code Section 57000, *et seq.*

The number of written protests received and not withdrawn is ____.

PROPOSAL SUMMARY:

Size of Affected Territory:	8.5± square miles or 5,440± acres
Inhabited/Uninhabited:	Inhabited
Applicant:	Greater Los Angeles County Vector Control District (District)
Resolution or Petition:	February 13, 2014
Application Filed with LAFCO:	April 16, 2014
Location:	The affected territory is the entire City of La Cañada Flintridge. It is generally bounded by the City of Pasadena to the east, the City of Glendale to the south, unincorporated area of La Crescenta-Montrose to the west, and the Angeles National Forest to the north.
City/County:	City of La Cañada Flintridge (City).
Affected Territory:	The affected territory includes numerous drainage channels. The northern area of the affected territory is situated in the San Gabriel Mountains, south of the Angeles National Forest. The topography consists of flat and steep terrain.
Surrounding Territory:	The surrounding land is residential to the south and west; mountainous terrain to the east; and the Angeles National Forest to the north.

Landowner(s):	There are multiple owners of record.
Registered Voters:	14,623 registered voters as of December 31, 2014
Purpose/Background:	The purpose of this annexation is for the District to continue to provide mosquito and vector control services to the entire City of La Cañada Flintridge. The District has an existing service contract extension with the City. The service contract will expire after the completion of Annexation No. 2014-02. The Commission approved Out-of-Agency Service Agreement No. 2011-24 on September 14, 2011 for the District to provide services outside its jurisdictional boundary, but within its sphere of influence, in anticipation of the District filing an application for annexation at a later date.
Related Jurisdictional Changes:	There are no related jurisdictional changes.
Within SOI:	Yes
Waiver of Notice/Hearing/Protest:	No
CEQA Clearance:	The proposal is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15320 for changes in the organization of local agencies. Section 15320 exempts changes in the organization or reorganization of local governmental agencies where the changes do not change the geographical area in which previously existing powers are exercised. The Categorical Exemption was adopted by the Greater Los Angeles County Vector Control District, as lead agency, on March 18, 2014.
Additional Information:	None

FACTORS TO BE CONSIDERED PURSUANT TO GOVERNMENT CODE 56668:

a. Population:

The existing population is 20,246 residents as of April 16, 2014. The population density is 4 persons per acre.

There is no proposed development associated with this annexation.

The affected territory is 5,440+/- acres. The proposal will not have any impact on the existing land use within the affected territory. There is no proposed/future land use change within the affected territory.

The assessed valuation is \$6,128,902,656 as of April 16, 2014. The per capita assessed valuation is \$302,721. On December 2, 2014, the County adopted a negotiated tax exchange resolution; all other involved public agencies have adopted a property tax transfer resolution.

The topography of the affected territory consists of flat and steep terrain.

The affected territory is bounded by the Angeles National Forest to the north. There are various drainage channels located throughout the City of La Cañada Flintridge.

The affected territory is surrounded by populated areas to the south and west. The affected territory is likely to experience modest growth in the next ten years. The adjacent areas are likely to experience modest growth in the next ten years.

b. Governmental Services and Controls:

The affected territory is the entire City of La Cañada Flintridge. The affected territory will require governmental services indefinitely.

The present cost and adequacy of government services and controls in the area are acceptable. The probable effect of the proposed action and of alternative courses of action on the cost and adequacy of services and controls in the affected territory and adjacent areas is for the City not to receive mosquito and vector control services, which may increase the risk of vector-borne disease transmission and could impact property values and quality of life.

c. Proposed Action and Alternative Actions:

The annexation of the entire City of La Cañada Flintridge into the Greater Los Angeles County Vector Control District will not impact the surrounding areas. There is no effect of the proposed action on mutual social and economic interests. As a special district annexation, the proposal has no impact on the local governmental structure of the County.

d. *Conformity with Commission Policies on Urban Development and Open Space Conversion Policies:*

There are no conformance issues because the Commission has not adopted any policies relative to providing planned, orderly, efficient patterns of urban development.

There is no prime agricultural land within or adjacent to the affected territory. The proposal conforms with the objectives in Government Code Sections 56377(a) and 56377(b).

e. *Agricultural Lands:*

There are no effects on agricultural lands, as defined. None of the land within the affected territory is currently used for the purpose of producing an agricultural commodity for commercial purposes. According to the California Department of Conservation, Division of Land Resource Protection, none of the land within the affected territory is subject to a Land Conservation Act (aka "Williamson Act") contract nor in a Farmland Security Zone (California Land Conservation Act 2012 Status Report).

f. *Boundaries:*

The boundaries of the affected territory have been clearly defined by the applicant, and these boundaries have been reviewed and approved by LAFCO's GIS/Mapping Technician.

The boundaries conform to lines of assessment or ownership, and these boundaries have been reviewed and approved by LAFCO's GIS/Mapping Technician.

As a special district annexation, the proposal has no impact on existing city-county boundaries, nor does it create islands or corridors of unincorporated territory.

g. *Consistency with Regional Transportation Plan:*

The proposal has no significant impact upon, and is therefore consistent with, the Regional Transportation Plan.

h. *Consistency with Plans:*

The proposal would not have any impact on the existing General Plan and any specific plan(s) for properties within the affected territory. The provision of vector control services has no direct nor indirect impacts on the land uses within the City of La Cañada Flintridge. In this regard, the proposal is consistent with the General Plan and any specific plan(s) designations for the affected territory.

Pre-zoning is not a requirement for a special district proposal.

i. *Sphere of Influence:*

The affected territory is within the Sphere of Influence of the Greater Los Angeles County Vector Control District.

j. *Comments from Public Agencies:*

Staff did not receive any significant comments from public agencies or any resolutions raising objections from any affected agency.

k. *Ability to Provide Services:*

The District historically and currently provides services to the affected territory by contract, and will continue to provide services after the affected territory is annexed. Out-of-Agency Service Agreement No. 2011-24 was approved by the Commission on September 14, 2011.

l. *Timely Availability of Water Supplies:*

There are no known issues regarding water supply or delivery.

m. *Regional Housing:*

As a special district annexation, the proposal will not affect any city, nor the county, in achieving their respective fair shares of the regional housing needs as determined by the Southern California Association of Governments (SCAG).

n. *Comments from Landowners, Voters, or Residents:*

The required 21-day public hearing notice was published on January 15, 2015 in the La Cañada Valley Sun, a local newspaper serving the City of La Cañada Flintridge and surrounding communities.

Staff did not receive any significant comments from landowners, voters, or residents.

o. *Land Use Designations*

The proposal would not have any impact on the existing General Plan and zoning designations for properties within the affected territory. The provision of vector control services has no direct nor indirect impacts on the land uses within the City of La Cañada Flintridge. In this regard, the proposal is consistent with the General Plan and zoning designations for the affected territory.

p. *Environmental Justice:*

The proposal will have no adverse effect with respect to the fair treatment of people of all races and incomes, or the location of public facilities or services.

There are no Disadvantaged Unincorporated Communities (DUCs) within or adjacent to the affected territory.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) CLEARANCE:

The proposal is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15320 for changes in the organization of local agencies. Section 15320 exempts changes in the organization or reorganization of local governmental agencies where the changes do not change the geographical area in which previously existing powers are exercised.

CONCLUSION:

Staff recommends approval of the proposal as a logical and reasonable extension of the Greater Los Angeles County Vector Control District which will be for the interest of landowners and/or present and/or future inhabitants within the District and within the annexation territory.

Recommended Action:

1. Open the protest hearing and receive written protests;
2. Close the protest hearing;
3. Instruct the Executive Officer, pursuant to Government Code Section 57075, to determine the value of written protests filed and not withdrawn and report back to the Commission with the results; and
4. Based upon the results of the protest hearing, either adopt a resolution terminating the annexation proceedings if a majority protest exists pursuant to Government Code Section 57078, or ordering Annexation No. 2014-02 to Greater Los Angeles County Vector Control District (City of La Cañada Flintridge) directly or ordering the annexation subject to confirmation by the registered voters of the affected territory.

**RESOLUTION NO. 2015-00PR
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 ___, 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 _____, 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. 2015-00PR

Page 5

PASSED AND ADOPTED this 8th day of April 2015.

MOTION:

SECOND:

AYES:

NOES:

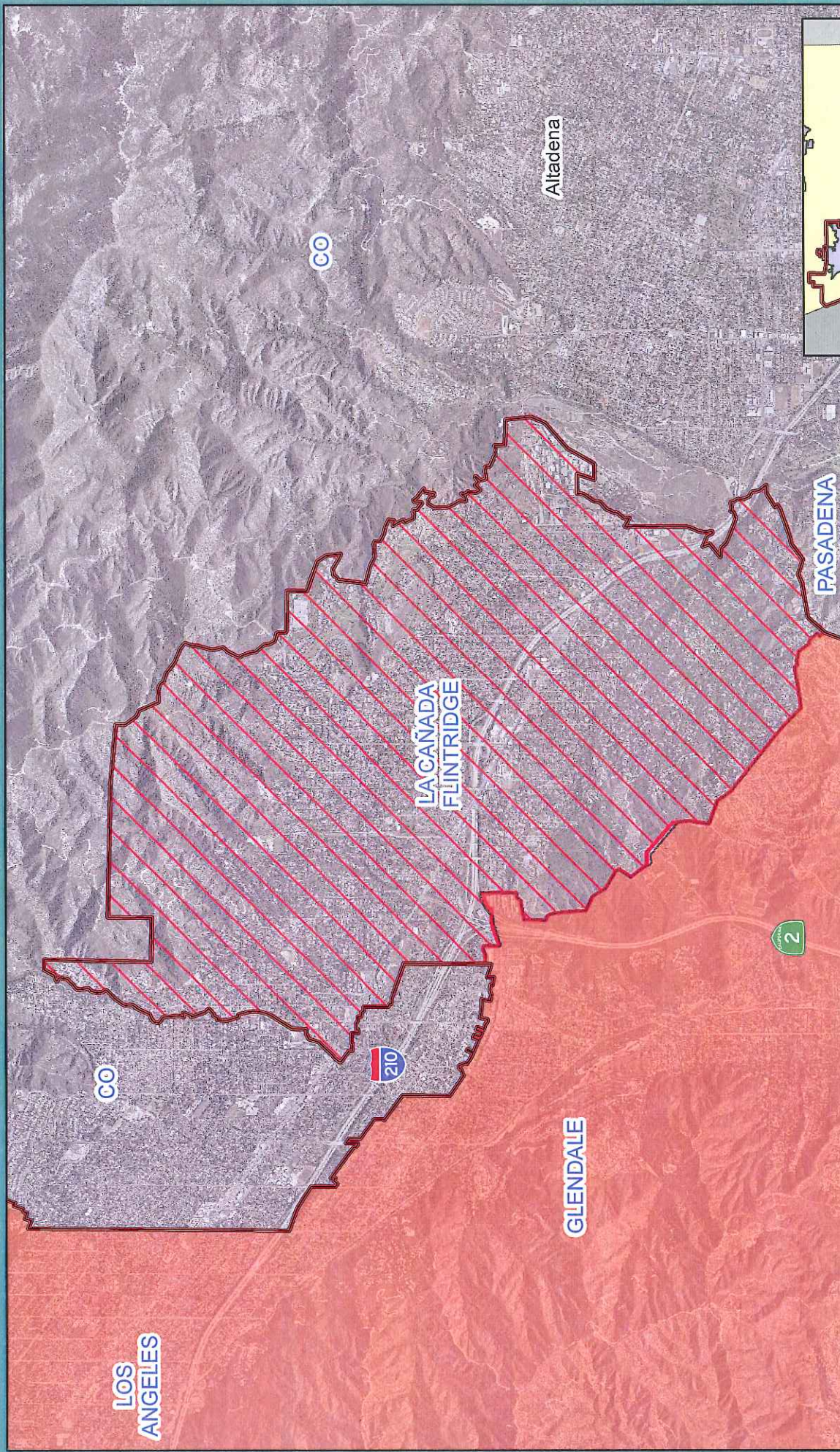
ABSTAIN:

ABSENT:





MOTION PASSES: 0/0/0

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

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



Legend

-  Annexation No. 2014-02
-  City of La Cañada Flintridge
-  Greater LA County VCD
-  Greater LA County VCD

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

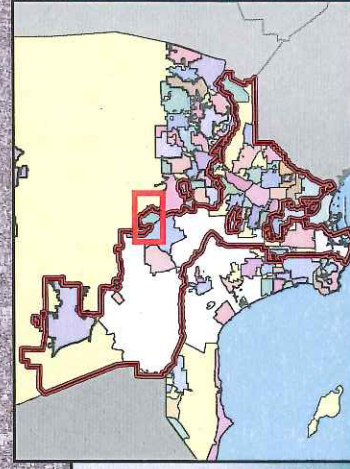


LAFCO
Local Agency Formation Commission
for the County of Los Angeles



April 8, 2015

C:\GIS\MXDs\Annexations\GLAVCD 2014-02



Staff Report

April 8, 2015

Agenda Item No. 9.a.

Commission Support of AB 1532

Every year, staff and commissioners at LAFCOs throughout the State encounter sections of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("Act") that are internally inconsistent, are confusing, or contain typographical errors or incorrect citations. Suggested changes to the law, submitted by individual LAFCOs, are reviewed by CALAFCO's Legislative Committee, and formulated into a proposal to the State of California Assembly Local Government Committee (ALGC).

This year's version of the "Omnibus Bill" is AB 1532, includes various changes to the Act that are considered beneficial and non-controversial. Staff of ALGC has circulated the bill to various stakeholders (American Planning Association, California Farm Bureau, California League of Cities, California Special District Association, County Supervisors Association of California, and others), and none are objecting to the bill. The ALGC is the bill's author, and CALAFCO is identified as the bill's sponsor. Other than a few minor wording issues which are still being reviewed, the language in AB 1532 has been signed off by staff of the Office of Legislative Counsel. The Omnibus Bill is generally approved by both houses and signed by the Governor without objection.

The recommended action to support the Omnibus Bill does not extend to any other current bills which may directly or indirectly affect the LAFCO Act or LAFCO. No positions on any other bills are recommended at this time.

In order to expedite its anticipated approval of AB 1532, CALAFCO's Legislative Committee has requested that individual LAFCOs provide support letters to the ALGC.

Attached to this staff report is a copy of AB 1532, including the Legislative Counsel's Digest summarizing the changes, and a draft letter to ALGC Chair Katcho Achadjian in support of AB 1532. The staff supports the bill's changes to the Act and recommends that the Commission authorize the Chair to send letters in support of AB 1532.

Recommended Action:

1. Authorize 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.

Proposed Changes to the Act in AB 1532:

<u>Government Code Section(s):</u>	<u>Proposed Change(s)</u>
56131.5	Deletes obsolete references to “hospital district” with correct references to “health care district,” and corrects the name of the California Department of Health Care Services
56325, 56326, 56326.5, 56327, 56329, 56332, 56332.5, & 56381.6	Replaces the existing terms “designated” and “elected” with the term “appointed” relative to commission appointments, to properly reflect appointive versus process and to use consistent language throughout the various sections concerning appointments of commissioners
56327.3	Replaces existing incorrect reference (Section 56020) with the correct reference (Section 56021)
56327(d)	Clarifies the number of Commissioners on Santa Clara LAFCO if the Commission is expanded to include special district members
56375.3	Reorganizes the island annexation portion of the law, in a non-substantive manner, to correct a sequential numbering error.
56383	This revision adds the words “or updating” to clarify that LAFCO may collect a fee for processing a proposal to update an SOI in addition to an amendment to an SOI.
56384	Expands the definition of “conflict of interest” relating to Commisison counsel to include State Bar rules on avoiding representation of adverse interests
56653	Clarifies that the “plan for services” required for filing a proposal for a change or organization or reorganization may include both existing services currently provided and new services that are planned to be extended into the affected territory

Proposed Changes to the Act in AB 1532 (Continued):

<u>Government Code Section(s):</u>	<u>Proposed Change(s)</u>
57002	Section 57002 concerns the requirements for noticing a public hearing. While Section 57002 currently references Section 56663 (waiver of protest proceedings), it does not reference Section 56662 (waiver of notice and public hearing). This revision adds in the reference to Section 56662.
57075, 57075.5	With respect to protest provisions, changes the word “and” to “or,” to be consistent with other portions of the Act, and revises language to be consistent, both internally within Sections 57075 and 57075.5, and between the two sections
57177.5	Existing Section 57177.5 incorrectly identifies a “certificate of termination of proceedings” as a “certificate of completion terminating proceedings.” This revision revises the section to reflect the accurate terminology.
57179	Clarifies existing language relative to issuing a certificate of termination of proceedings if the Commission votes do not constitute a majority of the Commission



Local Agency Formation Commission
for the County of Los Angeles

DRAFT

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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April 9, 2015

Honorable Katcho Achadjian, Chair
Assembly Local Government Committee
California State Assembly
State Capitol, Room 4098
Sacramento, CA 95814

RE: SUPPORT of AB 1532: Local Government Committee Omnibus Bill

Dear Assembly Member Achadjian:

The Local Agency Formation Commission for the County of Los Angeles is pleased to support Assembly Local Government Committee Bill AB 1532, which makes technical, non-substantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

This annual bill includes technical changes to the Act, which governs the work of local agency formation commissions (LAFCOs). These changes are necessary as commissions implement the Act and small inconsistencies are discovered or clarifications are needed to make the law as unambiguous as possible. AB 1532 makes several minor technical changes, corrects obsolete and incorrect code references, and makes minor updates to outdated sections.

AB 1532 helps insure the Act remains a vital and practical law that is consistently applied around the state. LA LAFCO appreciates your Committee's authorship and support of this bill, and your support of the mission of local agency formation commissions.

Sincerely,

Jerry Gladbach
Chair

cc: Honorable Members, Assembly Local Government Committee
Ms. Misa Yokoi-Shelton, Associate Consultant, ALGC
Mr. William Weber, Consultant, Assembly Republican Caucus

ASSEMBLY BILL

No. 1532

Introduced by Committee on Local Government

March 23, 2015

An act to amend Sections 56131.5, 56325, 56326, 56326.5, 56327, 56327.3, 56329, 56332, 56332.5, 56375.3, 56381.6, 56383, 56384, 56653, 57002, 57075, 57075.5, 57177.5, and 57179 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1532, as introduced, Committee on Local Government. Local government: omnibus.

(1) Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, requires a local agency formation commission to notify specified state agencies having oversight or regulatory responsibility over, or a contractual relationship with, a local health care district when a proposal is made for any of specified changes of organization affecting that district.

This bill would update obsolete references to a “hospital” district and replace outdated references to the State Department of Health Services with references to the State Department of Public Health and the State Department of Health Care Services.

(2) The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 establishes in each county a local agency formation commission consisting of 7 members and provides for the selection of members of the commission and designation of alternate members according to specified procedures. Existing law establishes special procedures for the creation and selection of members of the commissions for Los Angeles County, Sacramento County, Santa Clara County, and

counties in which there are no cities. Existing law provides for the selection of representatives of independent special districts on each commission by an independent special district selection committee. Existing law also provides for the apportionment of the annual operational costs for specified commissions among the classes of public agencies that select members on the commission.

This bill would recast these provisions and instead provide for the appointment of members and alternates to the commission of each county, including the above-described counties for which special procedures apply. The bill would also make various technical changes.

(3) Existing law authorizes the commission to waive protest proceedings and approve a change of organization or reorganization of a city, after notice and a hearing, of unincorporated islands. Existing law excludes from these provisions an unincorporated island within a city that is a gated community where services are currently provided by a community services district. Existing law also authorizes, at the option of either the city or the county, a separate property tax transfer agreement between a city and a county regarding an annexation of territory subject to these provisions without affecting an existing master tax sharing agreement between the city and the county.

This bill would make technical, nonsubstantive changes to these provisions.

(4) Under existing law, a commission may establish a schedule of fees and service charges for proceedings taken by the commission, including a fee for amending a sphere of influence.

This bill would expand the list of proceedings in that provision to include updating a sphere of influence.

(5) Existing law requires the commission to appoint legal counsel. If the commission's legal counsel is subject to a conflict of interest on an issue before the commission, existing law requires the commission to appoint alternate staff to assist it. Existing law defines, for the purposes of provisions relating to commission officers and staff, the term "conflict of interest".

This bill would expand the definition of "conflict of interest" with respect to the commission's legal counsel to include matters covered by specified rules promulgated by the State Bar of California pertaining to representation of adverse interests.

(6) Existing law establishes procedures for commission proceedings for a change of organization or reorganization, as defined. Existing law requires that an applicant seeking a change of organization or

reorganization, among other things, submit a plan for providing services within the affected territory. The plan must include specified information, including an enumeration and description of the services to be extended to the affected territory and indication of when those services can feasibly be extended to the affected territory.

This bill would provide that the plan may alternatively specify services currently provided in the affected territory. The bill would also require only that the plan indicate when services can be feasibly extended to the affected territory if new services are proposed.

(7) Existing law generally requires the commission to conduct a hearing for a change of organization or reorganization, as specified. However, the commission may, without a hearing, approve a change of organization that consists of an annexation or a detachment, or a reorganization that consists solely of annexations or detachments, or both, or the formation of a county service area that, for which the commission is authorized to waive protest proceedings if certain things have occurred.

This bill would additionally authorize the commission to approve, without a hearing, a proposal for an annexation, a detachment, or a reorganization consisting solely of annexations or detachments, or both, or formation of a county service area for which the commission is authorized to make determinations without a hearing and to waive protest proceedings, if the affected territory is uninhabited and certain conditions are met.

(8) Under existing law, in cases involving specified kinds of change of organization or reorganization the commission must, within 30 days after a hearing, make findings regarding the value of written protests filed and not withdrawn and take a specified action. If a majority protest exists, as specified, the commission must terminate proceedings. If written protests have been filed and not withdrawn by either between 25% and 50% of the registered voters in the affected territory or 25% of the number of owners of land who also own at least 25% of the assessed value of land within the affected territory, the commission must order the organization or change of organization subject to confirmation by the registered voters of the affected territory. If written protests have been filed and not withdrawn by less than 25% of the registered voters in the affected territory or less than 25% of the number of owners of land owning less than 25% of the assessed value of land within the affected territory, the commission must order the change of organization or reorganization.

This bill would recast these provisions to specify that the commission may order the change of organization or reorganization without an election only if there is neither a majority protest nor written protests filed and not withdrawn by between 25% and 50% of the registered voters in the affected territory or 25% of the number of owners of land who also own at least 25% of the assessed value of land within the affected territory.

(9) Under existing law, notwithstanding the above-described procedures for protest, in cases where a city with more than 100,000 people proposes to annex inhabited territory located in a county with a population of over 400,000, the commission must, within 30 days after a hearing, make findings regarding the value of written protests filed and not withdrawn and take specified action. If written protests have been filed and not withdrawn by 50% or more of the registered voters within the affected territory, the commission must terminate proceedings. If written protests have been filed and not withdrawn by either 15% or more of the registered voters in the affected territory or 15% or more of the number of owners of land who also own at least 15% of the assessed value of land within the affected territory, the commission must order the territory annexed subject to confirmation by the voters within the affected territory on the question of whether to be annexed to the city. The commission must request the city council to call a special election for this purpose. If written protests have been filed and not withdrawn by less than 15% of the registered voters in the affected territory and less than 15% of the owners of land who also own less than 15% of the assessed value of land within the affected territory, the commission must order the territory annexed without an election.

This bill would recast these provisions to specify that the commission may order the annexation without an election only if there are neither written protests filed and not withdrawn by 50% or more of the registered voters within the affected territory nor written protests filed and not withdrawn by 15% or more of the registered voters in the affected territory or 15% of the number of owners of land who also own at least 15% of the assessed value of land within the affected territory. The bill would also specify that the confirmation under these provisions is subject to a special election by the registered voters residing within the affected territory.

(10) Existing law requires the commission, in the case of elections on an order of consolidation of cities or districts, to issue a certificate

of completion confirming the order of consolidation, or a certification of completion terminating proceedings, as specified.

This bill would instead require the commission to issue either a certification of completion or a certification of termination, as specified.

(11) Existing law requires the commission to execute a certificate of termination of proceedings if the majority of the votes cast by members of the commission are against the change in organization or reorganization.

This bill would instead require the commission to execute a certificate of termination of proceedings if the votes in favor of the change in organization or reorganization do not constitute a majority.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 56131.5 of the Government Code is
2 amended to read:

3 56131.5. (a) Upon the filing of an application for the formation
4 of, annexation to, consolidation of, or dissolution of a local ~~hospital~~
5 *health care* district created pursuant to Division 23 (commencing
6 with Section 32000) of the Health and Safety Code or of an
7 application for a reorganization including any of those changes of
8 organization or the initiation by the commission of any of those
9 changes of organization or any reorganization including any of
10 those changes of organization, the commission shall notify all state
11 agencies that have oversight or regulatory responsibility over, or
12 a contractual relationship with, the local ~~hospital~~ *health care* district
13 that is the subject of the proposed change of organization or
14 reorganization, of its receipt of the application or the initiation by
15 the commission of the proposed change of organization or
16 reorganization and the proposal, including, but not limited to, the
17 following:

18 (a)

19 (1) The State Department of Health *Care* Services, including,
20 but not limited to, ~~Licensing and Certification~~ and the Medi-Cal
21 Division.

22 (b)

1 (2) The Office of Statewide Health Planning and Development,
2 including, but not limited to, the Cal-Mortgage Loan Insurance
3 Division.

4 ~~(c)~~

5 (3) The California Health Facilities Financing Authority.

6 ~~(d)~~

7 ~~(4) The California Medical Assistance Commission State~~
8 ~~Department of Public Health, including, but not limited to, the~~
9 ~~Licensing and Certification Division.~~

10 ~~A~~

11 (b) A state agency shall have 60 days from the date of receipt
12 of notification by the commission to comment on the proposal.
13 The commission shall consider all comments received from any
14 state agency in making its decision.

15 SEC. 2. Section 56325 of the Government Code is amended
16 to read:

17 56325. There is hereby continued in existence in each county
18 a local agency formation commission. Except as otherwise
19 provided in this chapter, the commission shall consist of members
20 ~~selected~~ *appointed* as follows:

21 (a) Two appointed by the board of supervisors from their own
22 membership. The board of supervisors shall appoint a third
23 supervisor who shall be an alternate member of the commission.
24 The alternate member may serve and vote in place of any
25 supervisor on the commission who is absent or who disqualifies
26 himself or herself from participating in a meeting of the
27 commission.

28 If the office of a regular county member becomes vacant, the
29 alternate member may serve and vote in place of the former regular
30 county member until the appointment and qualification of a regular
31 county member to fill the vacancy.

32 (b) Two ~~selected~~ *appointed* by the cities in the county, each of
33 whom shall be a mayor or council member, appointed by the city
34 selection committee. The city selection committee shall also
35 ~~designate~~ *appoint* one alternate member who shall *also be a mayor*
36 *or council member and shall* be appointed and serve pursuant to
37 Section 56335. ~~The alternate shall also be a mayor or council~~
38 ~~member.~~ The city selection committee is encouraged to ~~select~~
39 *appoint* members to fairly represent the diversity of the cities in
40 the county, with respect to population and geography.

1 (c) Two presiding officers or members of legislative bodies of
2 independent special districts ~~selected~~ *appointed* by the independent
3 special district selection committee pursuant to Section 56332.
4 The independent special district selection committee shall also
5 ~~designate~~ *appoint* a presiding officer or member of the legislative
6 body of an independent special district as an ~~alternative~~ *alternate*
7 member who shall be appointed and serve pursuant to Section
8 56332. The independent special district selection committee is
9 encouraged to make ~~selections~~ *appointments* that fairly represent
10 the diversity of the independent special districts in the county, with
11 respect to population and geography.

12 (d) One representing the general public appointed by the other
13 members of the commission. The other members of the commission
14 may also ~~designate~~ *appoint* one alternate member who shall ~~be~~
15 ~~appointed~~ and serve pursuant to Section 56331. ~~Selection~~
16 *Appointment* of the public member and alternate public member
17 shall be subject to the affirmative vote of at least one of the
18 members ~~selected~~ *appointed* by each of the other appointing
19 authorities. Whenever a vacancy occurs in the public member or
20 alternate public member position, the commission shall cause a
21 notice of vacancy to be posted as provided in Section 56158. A
22 copy of this notice shall be sent to the clerk or secretary of the
23 legislative body of each local agency within the county. Final
24 appointment to fill the vacancy may not be made for at least 21
25 days after the posting of the notice.

26 SEC. 3. Section 56326 of the Government Code is amended
27 to read:

28 56326. In Los Angeles County, the commission shall consist
29 of nine members, ~~selected~~ *appointed* as follows:

30 (a) Two appointed by the board of supervisors from its own
31 membership. The board of supervisors shall also appoint a third
32 supervisor who shall be an alternate member of the commission.
33 The alternate member may serve and vote in place of any
34 supervisor on the commission who is absent or who disqualifies
35 himself or herself from participating in a meeting of the
36 commission.

37 If the office of the regular county member becomes vacant, the
38 alternate member may serve and vote in place of the former regular
39 county member until the appointment and qualification of a regular
40 county member to fill the vacancy.

1 (b) One appointed by the board of supervisors, who shall not
2 be a member of the board of supervisors but who shall be a resident
3 of the San Fernando Valley Statistical Area, as defined in
4 subdivision (c) of Section 11093. The board of supervisors shall
5 also appoint an alternate member who shall not be a member of
6 the board of supervisors but who is a resident of the San Fernando
7 Valley Statistical Area. The alternate member may serve and vote
8 in place of the member appointed pursuant to this subdivision if
9 that member is absent or disqualifies himself or herself from
10 participating in a meeting of the commission.

11 If the office of the regular member becomes vacant, the alternate
12 member may serve and vote in place of the former regular member
13 until the appointment and qualification of a regular member to fill
14 the vacancy.

15 (c) Two ~~selected~~ *appointed* by the cities in the county, each of
16 whom shall be a mayor or council member, appointed by the city
17 selection committee. The city selection committee shall also
18 ~~designate~~ *appoint* one alternate member who shall *also be a mayor*
19 *or council member and shall* be appointed and serve pursuant to
20 Section 56335. ~~The alternate shall also be a mayor or council~~
21 ~~member.~~ The city selection committee is encouraged to ~~select~~
22 *appoint* members to fairly represent the diversity of the cities in
23 the county, with respect to population and geography.

24 (d) One ~~selected by~~ *appointed by the presiding officer of the*
25 *legislative body of* a city in the county having a population in
26 excess of 30 percent of the total population of the county who is
27 a member of the legislative body of the city, ~~appointed by the~~
28 ~~presiding officer of the legislative body.~~ *city.* The presiding officer
29 of the legislative body shall also ~~designate~~ *appoint* an alternate
30 member who is a member of the legislative body. The alternate
31 member may serve and vote in place of the member appointed
32 pursuant to this subdivision if the member is absent or disqualifies
33 himself or herself from participating in a meeting of the
34 commission.

35 If the office of the regular member becomes vacant, the alternate
36 member may serve and vote in place of the former regular member
37 until the appointment and qualification of a regular member to fill
38 the vacancy.

39 (e) Two presiding officers or members of legislative bodies of
40 independent special districts ~~selected by an~~ *appointed by the*

1 independent special district selection committee pursuant to Section
2 56332. The independent special district selection committee shall
3 also ~~designate~~ *appoint* one alternate member who shall be a
4 presiding officer or member of the legislative body of an
5 independent special district and shall be appointed and serve
6 pursuant to Section 56332. The independent special district
7 selection committee is encouraged to ~~select~~ *appoint* members to
8 fairly represent the diversity of the independent special districts
9 in the county, with respect to population and geography.

10 (f) One representing the general public appointed by the other
11 members of the commission. *The other members of the commission*
12 *may also appoint one alternate member who shall serve pursuant*
13 *to Section 56331.*

14 SEC. 4. Section 56326.5 of the Government Code is amended
15 to read:

16 56326.5. In Sacramento County, the commission shall consist
17 of seven members, ~~selected~~ *appointed* as follows:

18 (a) Two appointed by the board of supervisors from their own
19 membership. The board of supervisors shall appoint a third
20 supervisor who shall serve as an alternate member of the
21 commission. The alternate member may serve and vote in place
22 of any supervisor on the commission who is absent or who
23 disqualifies himself or herself from participating in a meeting of
24 the commission. If the office of the regular county member
25 becomes vacant, the alternate member may serve and vote in place
26 of the former regular county member until the appointment and
27 qualification of a regular county member to fill the vacancy.

28 (b) One ~~selected~~ *appointed* by the City of Sacramento who is a
29 member of the city council, appointed by the mayor and confirmed
30 by the city council. The mayor shall also appoint, subject to
31 confirmation by the council, an alternate member who is a member
32 of the city council. The alternate member may serve and vote in
33 place of the regular city member if the city member is absent or
34 disqualifies himself or herself from participating in a meeting of
35 the commission. If the office of the regular city member becomes
36 vacant, the alternate member may serve and vote in place of the
37 former regular city member until the appointment and qualification
38 of a regular city member to fill the vacancy.

39 (c) One ~~selected~~ *appointed* by the cities in the county, who is a
40 mayor or council member appointed by the city selection

1 committee. The city selection committee shall also ~~designate~~
2 *appoint* one alternate member who shall *also be a mayor or council*
3 *member and shall* be appointed and serve pursuant to Section
4 56335. ~~The alternate shall also be a mayor or council member.~~
5 The city selection committee is encouraged to ~~select~~ *appoint*
6 members to fairly represent the diversity of the cities in the county,
7 with respect to population and geography.

8 (d) Two presiding officers or members of legislative bodies of
9 independent special districts ~~selected by an~~ *appointed by the*
10 independent special district selection committee pursuant to Section
11 56332. The independent special district selection committee shall
12 also ~~designate~~ *appoint* one alternate member who shall be a
13 presiding officer or member of the legislative body of an
14 independent special district and shall be appointed and serve
15 pursuant to Section 56332. The independent special district
16 selection committee is encouraged to ~~select~~ *appoint* members to
17 fairly represent the diversity of the independent special districts
18 in the county, with respect to population and geography.

19 (e) One representing the general public, appointed by the other
20 six members of the commission. The commission may also appoint
21 an alternate public member who may serve and vote in the place
22 of the regular public member if the regular public member is absent
23 or disqualifies himself or herself from participating in a meeting
24 of the commission. If the office of the regular public member
25 becomes vacant, the alternate member may serve and vote in place
26 of the former regular public member until the appointment and
27 qualification of a regular public member to fill the vacancy.

28 SEC. 5. Section 56327 of the Government Code is amended
29 to read:

30 56327. In Santa Clara County, the commission shall consist
31 of five members, ~~selected~~ *appointed* as follows:

32 (a) Two appointed by the board of supervisors from their own
33 membership. The board of supervisors shall appoint a third
34 supervisor who shall serve as an alternate member of the
35 commission. The alternate member may serve and vote in place
36 of any supervisor on the commission who is absent or who
37 disqualifies himself or herself from participating in a meeting of
38 the commission. If the office of the regular county member
39 becomes vacant, the alternate member may serve and vote in place

1 of the former regular county member until the appointment and
2 qualification of a regular county member to fill the vacancy.

3 (b) ~~One selected~~ *appointed* by the city in the county having the
4 largest population, who is a member of the legislative body of the
5 city, appointed by the city council. The city council shall also
6 appoint an alternate member who is a member of the legislative
7 body of the city. The alternate member may serve and vote in place
8 of the regular city member if the city member is absent or
9 disqualifies himself or herself from participating in a meeting of
10 the commission. If the office of the regular city member becomes
11 vacant, the alternate member may serve and vote in place of the
12 former regular city member until the appointment and qualification
13 of a regular city member to fill the vacancy.

14 (c) ~~One selected~~ *appointed* by the cities in the county, who is a
15 mayor or council member appointed by the city selection
16 committee. The city selection committee shall also ~~designate~~
17 *appoint* one alternate member who shall *also be a mayor or council*
18 *member and shall* be appointed and serve pursuant to Section
19 56335. ~~The alternate shall also be a mayor or council member.~~
20 The city selection committee is encouraged to ~~select~~ *appoint*
21 members to fairly represent the diversity of the cities in the county,
22 with respect to population and geography.

23 (d) One representing the general public, appointed by the other
24 ~~four~~ *four, or, if the commission is enlarged pursuant to Section*
25 *56327.3, the other six*, members of the commission. This member
26 shall not be a resident of a city which is already represented on
27 the commission. The commission may also appoint an alternate
28 public member, who shall not be a resident of a city represented
29 on the commission, and who may serve and vote in the place of
30 the regular public member if the regular public member is absent
31 or disqualifies himself or herself from participating in a meeting
32 of the commission. If the office of the regular public member
33 becomes vacant, the alternate member may serve and vote in place
34 of the former regular public member until the appointment and
35 qualification of a regular public member to fill the vacancy.

36 SEC. 6. Section 56327.3 of the Government Code is amended
37 to read:

38 56327.3. In Santa Clara County, the commission shall be
39 enlarged by two members if, pursuant to the provisions of Chapter

1 5 (commencing with Section ~~56820~~, 56821), the commission
2 orders representation of special districts upon the commission.

3 SEC. 7. Section 56329 of the Government Code is amended
4 to read:

5 56329. If there is no city in the county, the commission shall
6 consist of five members, ~~selected~~ *appointed* as follows which may
7 be further augmented pursuant to Sections 56332 and 56332.5:

8 (a) Three appointed by the board of supervisors from their own
9 membership. The board of supervisors shall appoint a fourth
10 supervisor who is an alternate member of the commission. The
11 alternate member may serve and vote in place of any supervisor
12 on the commission who is absent or who disqualifies himself or
13 herself from participating in a meeting of the commission.

14 If the office of a regular county member becomes vacant, the
15 alternate member may serve and vote in place of the former regular
16 county member until the appointment and qualification of a regular
17 county member to fill the vacancy.

18 (b) Two representing the general public appointed by the other
19 three members of the commission. ~~Selection~~ *Appointment* of the
20 public member and alternate public member shall be subject to the
21 affirmative vote of at least one of the members selected by each
22 of the other appointing authorities.

23 SEC. 8. Section 56332 of the Government Code is amended
24 to read:

25 56332. (a) The independent special district selection committee
26 shall consist of the presiding officer of the legislative body of each
27 independent special district. However, if the presiding officer of
28 an independent special district is unable to participate in a meeting
29 or election of the independent special district selection committee,
30 the legislative body of the district may appoint one of its members
31 as an alternate to participate in the selection committee in the
32 presiding officer's place. Those districts shall include districts
33 located wholly within the county and those containing territory
34 within the county representing 50 percent or more of the assessed
35 value of taxable property of the district, as shown on the last
36 equalized county assessment roll. Each member of the committee
37 shall be entitled to one vote for each independent special district
38 of which he or she is the presiding officer or his or her alternate
39 as designated by the governing body. Members representing a
40 majority of the eligible districts shall constitute a quorum.

1 (b) The executive officer shall call and give written notice of
2 all meetings of the members of the selection committee. A meeting
3 shall be called and held under one of the following circumstances:

4 (1) Whenever the executive officer anticipates that a vacancy
5 will occur within the next 90 days among the members or alternate
6 member representing independent special districts on the
7 commission.

8 (2) Whenever a vacancy exists among the members or alternate
9 member representing independent special districts upon the
10 commission.

11 (3) Upon receipt of a written request by one or more members
12 of the selection committee representing districts having 10 percent
13 or more of the assessed value of taxable property within the county,
14 as shown on the last equalized county assessment roll.

15 (c) The selection committee shall appoint two regular members
16 and one alternate member to the commission. The members so
17 appointed shall be elected or appointed members of the legislative
18 body of an independent special district residing within the county
19 but shall not be members of the legislative body of a city or county.
20 If one of the regular district members is absent from a commission
21 meeting or disqualifies himself or herself from participating in a
22 meeting, the alternate district member may serve and vote in place
23 of the regular district member for that meeting. Service on the
24 commission by a regular district member shall not disqualify, or
25 be cause for disqualification of, the member from acting on
26 proposals affecting the special district on whose legislative body
27 the member serves. The special district selection committee may,
28 at the time it appoints a member or alternate, provide that the
29 member or alternate is disqualified from voting on proposals
30 affecting the district on whose legislative body the member serves.

31 (d) If the office of a regular district member becomes vacant,
32 the alternate member may serve and vote in place of the former
33 regular district member until the appointment and qualification of
34 a regular district member to fill the vacancy.

35 (e) A majority of the independent special district selection
36 committee may determine to conduct the committee's business by
37 mail, including holding all elections by mailed ballot, pursuant to
38 subdivision (f).

39 (f) If the independent special district selection committee has
40 determined to conduct the committee's business by mail or if the

1 executive officer determines that a meeting of the special district
2 selection committee, for the purpose of ~~selecting~~ *appointing* the
3 special district members or filling vacancies, is not feasible, the
4 executive officer shall conduct the business of the committee by
5 mail. Elections by mail shall be conducted as provided in this
6 subdivision.

7 (1) The executive officer shall prepare and deliver a call for
8 nominations to each eligible district. The presiding officer, or his
9 or her alternate as designated by the governing body, may respond
10 in writing by the date specified in the call for nominations, which
11 date shall be at least 30 days from the date on which the executive
12 officer mailed the call for nominations to the eligible district.

13 (2) At the end of the nominating period, if only one candidate
14 is nominated for a vacant seat, that candidate shall be deemed
15 ~~selected~~: *appointed*. If two or more candidates are nominated, the
16 executive officer shall prepare and deliver one ballot and voting
17 instructions to each eligible district. The ballot shall include the
18 names of all nominees and the office for which each was
19 nominated. Each presiding officer, or his or her alternate as
20 designated by the governing body, shall return the ballot to the
21 executive officer by the date specified in the voting instructions,
22 which date shall be at least 30 days from the date on which the
23 executive officer mailed the ballot to the eligible district.

24 (3) The call for nominations, ballot, and voting instructions shall
25 be delivered by certified mail to each eligible district. As an
26 alternative to the delivery by certified mail, the executive officer,
27 with prior concurrence of the presiding officer or his or her
28 alternate as designated by the governing body, may transmit
29 materials by electronic mail.

30 (4) If the executive officer has transmitted the call for
31 nominations or ballot by electronic mail, the presiding officer, or
32 his or her alternate as designated by the governing body, may
33 respond to the executive officer by electronic mail.

34 (5) Each returned nomination and ballot shall be signed by the
35 presiding officer or his or her alternate as designated by the
36 governing body of the eligible district.

37 (6) For an election to be valid, at least a quorum of the special
38 districts must submit valid ballots. The candidate receiving the
39 most votes shall be elected, unless another procedure has been
40 adopted by the selection committee. Any nomination and ballot

1 received by the executive officer after the date specified is invalid,
2 provided, however, that if a quorum of ballots is not received by
3 that date, the executive officer shall extend the date to submit
4 ballots by 60 days and notify all districts of the extension. The
5 executive officer shall announce the results of the election within
6 seven days of the date specified.

7 (7) All election materials shall be retained by the executive
8 officer for a period of at least six months after the announcement
9 of the election results.

10 (g) For purposes of this section, "executive officer" means the
11 executive officer or designee as authorized by the commission.

12 SEC. 9. Section 56332.5 of the Government Code is amended
13 to read:

14 56332.5. If the commission does not have representation from
15 independent special districts on January 1, 2001, the commission
16 shall initiate proceedings for representation of independent special
17 districts upon the commission if requested by independent special
18 districts pursuant to this section. If an independent special district
19 adopts a resolution proposing representation of independent special
20 districts upon the commission, it shall immediately forward a copy
21 of the resolution to the executive officer. Upon receipt of those
22 resolutions from a majority of independent special districts within
23 a county, adopted by the districts within one year from the date
24 that the first resolution was adopted, the commission, at its next
25 regular meeting, shall adopt a resolution of intention. The
26 resolution of intention shall state whether the proceedings are
27 initiated by the commission or by an independent special district
28 or districts, in which case, the names of those districts shall be set
29 forth. The commission shall order the executive officer to call and
30 give notice of a meeting of the independent special district selection
31 committee to be held within 15 days after the adoption of the
32 resolution in order to ~~select~~ *appoint* independent special district
33 representation on the commission pursuant to Section 56332.

34 SEC. 10. Section 56375.3 of the Government Code is amended
35 to read:

36 56375.3. (a) In addition to those powers enumerated in Section
37 56375, a commission shall approve, after notice and hearing, the
38 change of organization or reorganization of a city, and waive
39 protest proceedings pursuant to Part 4 (commencing with Section
40 57000) entirely, if all of the following are true:

1 (1) The change of organization or reorganization is initiated on
2 or after January 1, 2000.

3 (2) The change of organization or reorganization is proposed
4 by resolution adopted by the affected city.

5 (3) The commission finds that the territory contained in the
6 change of organization or reorganization proposal meets all of the
7 requirements set forth in subdivision (b).

8 (b) Subdivision (a) applies to territory that meets all of the
9 following requirements:

10 (1) It does not exceed 150 acres in area, and that area constitutes
11 the entire island.

12 (2) The territory constitutes an entire unincorporated island
13 located within the limits of a city, or constitutes a reorganization
14 containing a number of individual unincorporated islands.

15 (3) It is surrounded in either of the following ways:

16 (A) Surrounded, or substantially surrounded, by the city to which
17 annexation is proposed or by the city and a county boundary or
18 the Pacific Ocean.

19 (B) Surrounded by the city to which annexation is proposed and
20 adjacent cities.

21 ~~(C) This subdivision shall not be construed to apply to any~~
22 ~~unincorporated island within a city that is a gated community where~~
23 ~~services are currently provided by a community services district.~~

24 ~~(D) Notwithstanding any other provision of law, at the option~~
25 ~~of either the city or the county, a separate property tax transfer~~
26 ~~agreement may be agreed to between a city and a county pursuant~~
27 ~~to Section 99 of the Revenue and Taxation Code regarding an~~
28 ~~annexation subject to this subdivision without affecting any existing~~
29 ~~master tax sharing agreement between the city and county.~~

30 (4) It is substantially developed or developing. The finding
31 required by this paragraph shall be based upon one or more factors,
32 including, but not limited to, any of the following factors:

33 (A) The availability of public utility services.

34 (B) The presence of public improvements.

35 (C) The presence of physical improvements upon the parcel or
36 parcels within the area.

37 (5) It is not prime agricultural land, as defined by Section 56064.

38 (6) It will benefit from the change of organization or
39 reorganization or is receiving benefits from the annexing city.

1 (7) *This subdivision does not apply to any unincorporated island*
2 *within a city that is a gated community where services are currently*
3 *provided by a community services district.*

4 (8) *Notwithstanding any other law, at the option of either the*
5 *city or the county, a separate property tax transfer agreement may*
6 *be agreed to between a city and a county pursuant to Section 99*
7 *of the Revenue and Taxation Code regarding an annexation subject*
8 *to this subdivision without affecting any existing master tax sharing*
9 *agreement between the city and county.*

10 (c) Notwithstanding any other provision of this subdivision, this
11 subdivision shall not apply to all or any part of that portion of the
12 development project area referenced in subdivision (e) of Section
13 33492.41 of the Health and Safety Code that as of January 1, 2000,
14 meets all of the following requirements:

15 (1) Is unincorporated territory.

16 (2) Contains at least 100 acres.

17 (3) Is surrounded or substantially surrounded by incorporated
18 territory.

19 (4) Contains at least 100 acres zoned for commercial or
20 industrial uses or is designated on the applicable county general
21 plan for commercial or industrial uses.

22 (d) The Legislature finds and declares that the powers set forth
23 in subdivision (a) for territory that meets all the specifications in
24 subdivision (b) are consistent with the intent of promoting orderly
25 growth and development pursuant to Section 56001 and facilitate
26 the annexation of disadvantaged unincorporated communities, as
27 defined in Section 56033.5.

28 SEC. 11. Section 56381.6 of the Government Code is amended
29 to read:

30 56381.6. (a) Notwithstanding the provisions of Section 56381,
31 for counties whose membership on the commission is established
32 pursuant to Sections 56326, 56326.5, 56327, or 56328, the
33 commission's annual operational costs shall be apportioned among
34 the classes of public agencies that ~~select~~ *appoint* members ~~on~~ *to*
35 the commission in proportion to the number of members ~~selected~~
36 *appointed* by each class. The classes of public agencies that may
37 be represented on the commission are the county, the cities, and
38 independent special districts. Any alternative cost apportionment
39 procedure may be adopted by the commission, subject to a majority
40 affirmative vote of the commission that includes the affirmative

1 vote of at least one of the members ~~selected~~ *appointed* by the
2 county, one of the members ~~selected~~ *appointed* by the cities, and
3 one of the members ~~selected~~ *appointed* by districts, if special
4 districts are represented on the commission.

5 (b) Allocation of costs among individual cities and independent
6 special districts and remittance of payments shall be in accordance
7 with the procedures of Section 56381. Notwithstanding Section
8 56381, any city that has permanent membership on the commission
9 pursuant to Sections 56326, 56326.5, 56327, or 56328 shall be
10 apportioned the same percentage of the commission's annual
11 operational costs as its permanent member bears to the total
12 membership of the commission, excluding any public members
13 selected by all the members. The balance of the cities' portion of
14 the commission's annual operational costs shall be apportioned to
15 the remaining cities in the county in accordance with the procedures
16 of Section 56381.

17 SEC. 12. Section 56383 of the Government Code is amended
18 to read:

19 56383. (a) The commission may establish a schedule of fees
20 and a schedule of service charges for the proceedings taken
21 pursuant to this division, including, but not limited to, all of the
22 following:

23 (1) Filing and processing applications filed with the commission.

24 (2) Proceedings undertaken by the commission and any
25 reorganization committee.

26 (3) Amending *or updating* a sphere of influence.

27 (4) Reconsidering a resolution making determinations.

28 (b) The fees shall not exceed the estimated reasonable cost of
29 providing the service for which the fee is charged and shall be
30 imposed pursuant to Section 66016. The service charges shall not
31 exceed the cost of providing the service for which the service
32 charge is charged and shall be imposed pursuant to Section 66016.

33 (c) The commission may require that an applicant deposit some
34 or all of the required amount that will be owed with the executive
35 officer before any further action is taken. The deposit shall be
36 made within the time period specified by the commission. No
37 application shall be deemed filed until the applicant deposits the
38 required amount with the executive officer. The executive officer
39 shall provide the applicant with an accounting of all costs charged
40 against the deposited amount. If the costs are less than the deposited

1 amount, the executive officer shall refund the balance to the
2 applicant after the executive officer verifies the completion of all
3 proceedings. If the costs exceed the deposited amount, the applicant
4 shall pay the difference prior to the completion of all proceedings.

5 (d) The commission may reduce or waive a fee, service charge,
6 or deposit if it finds that payment would be detrimental to the
7 public interest. The reduction or waiver of any fee, service charge,
8 or deposit is limited to the costs incurred by the commission in
9 the proceedings of an application.

10 (e) Any mandatory time limits for commission action may be
11 deferred until the applicant pays the required fee, service charge,
12 or deposit.

13 (f) The signatures on a petition submitted to the commission by
14 registered voters shall be verified by the elections official of the
15 county and the costs of verification shall be provided for in the
16 same manner and by the same agencies which bear the costs of
17 verifying signatures for an initiative petition in the same county.

18 (g) For incorporation proceedings that have been initiated by
19 the filing of a sufficient number of voter signatures on petitions
20 that have been verified by the county registrar of voters, the
21 commission may, upon the receipt of a certification by the
22 proponents that they are unable to raise sufficient funds to
23 reimburse fees, service charges, or deposits for the proceedings,
24 take no action on the proposal and request a loan from the General
25 Fund of an amount sufficient to cover those expenses subject to
26 availability of an appropriation for those purposes and in
27 accordance with any provisions of the appropriation. Repayment
28 of the loan shall be made a condition of approval of the
29 incorporation, if successful, and shall become an obligation of the
30 newly formed city. Repayment shall be made within two years of
31 the effective date of incorporation. If the proposal is denied by the
32 commission or defeated at an election, the loan shall be forgiven.

33 SEC. 13. Section 56384 of the Government Code is amended
34 to read:

35 56384. (a) The commission shall appoint an executive officer
36 who shall conduct and perform the day-to-day business of the
37 commission. If the executive officer is subject to a conflict of
38 interest on a matter before the commission, the commission shall
39 appoint an alternate executive officer. The commission may recover
40 its costs by charging fees pursuant to Section 56383.

1 (b) The commission shall appoint legal counsel to advise it. If
2 the commission's counsel is subject to a conflict of interest on a
3 matter before the commission, the commission shall appoint
4 alternate legal counsel to advise it. The commission may recover
5 its costs by charging fees pursuant to Section 56383.

6 (c) The commission may appoint staff as it deems appropriate.
7 If staff for the commission is subject to a conflict of interest on a
8 matter before the commission, the commission shall appoint
9 alternate staff to assist it. The commission may recover its costs
10 by charging fees pursuant to Section 56383.

11 (d) (1) For purposes of this section, the term "conflict of
12 interest" shall be defined as it is for the purpose of the Political
13 Reform Act of 1974 (*Title 9(commences with Section 81000)*) and
14 shall also include matters proscribed by Article 4 (commencing
15 with Section 1090) of Chapter 1 of Division 4 of Title 1.

16 (2) *For the purposes of subdivision (b), the term "conflict of*
17 *interest" shall also include matters addressed by Rule 3-310 of*
18 *the Rules of Professional Conduct promulgated by the State Bar*
19 *of California, pertaining to representation of adverse interests.*

20 SEC. 14. Section 56653 of the Government Code, as amended
21 by Section 2 of Chapter 784 of the Statutes of 2014, is amended
22 to read:

23 56653. (a) If a proposal for a change of organization or
24 reorganization is submitted pursuant to this part, the applicant shall
25 submit a plan for providing services within the affected territory.

26 (b) The plan for providing services shall include all of the
27 following information and any additional information required by
28 the commission or the executive officer:

29 (1) An enumeration and description of the services *currently*
30 *provided or* to be extended to the affected territory.

31 (2) The level and range of those services.

32 (3) An indication of when those services can feasibly be
33 extended to the affected ~~territory~~. *territory, if new services are*
34 *proposed.*

35 (4) An indication of any improvement or upgrading of structures,
36 roads, sewer or water facilities, or other conditions the local agency
37 would impose or require within the affected territory if the change
38 of organization or reorganization is completed.

39 (5) Information with respect to how those services will be
40 financed.

1 (c) (1) In the case of a change of organization or reorganization
2 initiated by a local agency that includes a disadvantaged,
3 unincorporated community as defined in Section 56033.5, a local
4 agency may include in its resolution of application for change of
5 organization or reorganization an annexation development plan
6 adopted pursuant to Section 99.3 of the Revenue and Taxation
7 Code to improve or upgrade structures, roads, sewer or water
8 facilities, or other infrastructure to serve the disadvantaged,
9 unincorporated community through the formation of a special
10 district or reorganization of one or more existing special districts
11 with the consent of each special district's governing body.

12 (2) The annexation development plan submitted pursuant to this
13 subdivision shall include information that demonstrates that the
14 formation or reorganization of the special district will provide all
15 of the following:

16 (A) The necessary financial resources to improve or upgrade
17 structures, roads, sewer, or water facilities or other infrastructure.
18 The annexation development plan shall also clarify the local entity
19 that shall be responsible for the delivery and maintenance of the
20 services identified in the application.

21 (B) An estimated timeframe for constructing and delivering the
22 services identified in the application.

23 (C) The governance, oversight, and long-term maintenance of
24 the services identified in the application after the initial costs are
25 recouped and the tax increment financing terminates.

26 (3) If a local agency includes an annexation development plan
27 pursuant to this subdivision, a local agency formation commission
28 may approve the proposal for a change of organization or
29 reorganization to include the formation of a special district or
30 reorganization of a special district with the special district's
31 consent, including, but not limited to, a community services district,
32 municipal water district, or sanitary district, to provide financing
33 to improve or upgrade structures, roads, sewer or water facilities,
34 or other infrastructure to serve the disadvantaged, unincorporated
35 community, in conformity with the requirements of the principal
36 act of the district proposed to be formed and all required formation
37 proceedings.

38 (4) Pursuant to Section 56881, the commission shall include in
39 its resolution making determinations a description of the annexation
40 development plan, including, but not limited to, an explanation of

1 the proposed financing mechanism adopted pursuant to Section
2 99.3 of the Revenue and Taxation Code, including, but not limited
3 to, any planned debt issuance associated with that annexation
4 development plan.

5 (d) This section shall not preclude a local agency formation
6 commission from considering any other options or exercising its
7 powers under Section 56375.

8 (e) This section shall remain in effect only until January 1, 2025,
9 and as of that date is repealed.

10 SEC. 15. Section 56653 of the Government Code, as added by
11 Section 3 of Chapter 784 of the Statutes of 2014, is amended to
12 read:

13 56653. (a) If a proposal for a change of organization or
14 reorganization is submitted pursuant to this part, the applicant shall
15 submit a plan for providing services within the affected territory.

16 (b) The plan for providing services shall include all of the
17 following information and any additional information required by
18 the commission or the executive officer:

19 (1) An enumeration and description of the services *currently*
20 *provided or* to be extended to the affected territory.

21 (2) The level and range of those services.

22 (3) An indication of when those services can feasibly be
23 extended to the affected ~~territory~~ *territory, if new services are*
24 *proposed*.

25 (4) An indication of any improvement or upgrading of structures,
26 roads, sewer or water facilities, or other conditions the local agency
27 would impose or require within the affected territory if the change
28 of organization or reorganization is completed.

29 (5) Information with respect to how those services will be
30 financed.

31 (c) This section shall become operative on January 1, 2025.

32 SEC. 16. Section 57002 of the Government Code is amended
33 to read:

34 57002. (a) Within 35 days following the adoption of the
35 commission's resolution making determinations, the executive
36 officer of the commission shall set the proposal for hearing and
37 give notice of that hearing by mailing, publication, and posting,
38 as provided in Chapter 4 (commencing with Section 56150) of
39 Part 1. The hearing shall not be held prior to the expiration of the
40 reconsideration period specified in subdivision (b) of Section

1 56895. The date of that hearing shall not be less than 21 days, or
2 more than 60 days, after the date the notice is given.

3 (b) Where the proceeding is for the establishment of a district
4 as a subsidiary district of a city, upon the request of the affected
5 district, the date of the hearing shall be at least 90 days, but no
6 more than 135 days, from the date the notice is given.

7 (c) If authorized by the commission pursuant to Section 56662
8 or 56663, a change of organization or reorganization may be
9 approved without notice, hearing, and election.

10 SEC. 17. Section 57075 of the Government Code is amended
11 to read:

12 57075. In the case of registered voter districts or cities, where
13 a change of organization or reorganization consists solely of
14 annexations, detachments, the exercise of new or different functions
15 or class of services or the divestiture of the power to provide
16 particular functions or class of services within all or part of the
17 jurisdictional boundaries of a special district, or any combination
18 of those proposals, the commission, not more than 30 days after
19 the conclusion of the hearing, shall make a finding regarding the
20 value of written protests filed and not withdrawn, and take one of
21 the following actions, except as provided in subdivision (b) of
22 Section 57002:

23 (a) In the case of inhabited territory, take one of the following
24 actions:

25 (1) Terminate proceedings if a majority protest exists in
26 accordance with Section 57078.

27 (2) Order the change of organization or reorganization subject
28 to confirmation by the registered voters residing within the affected
29 territory if written protests have been filed and not withdrawn by
30 either of the following:

31 (A) At least 25 percent, but less than 50 percent, of the registered
32 voters residing in the affected territory.

33 (B) At least 25 percent of the number of owners of land who
34 also own at least 25 percent of the assessed value of land within
35 the affected territory.

36 (3) Order the change of organization or reorganization without
37 an election if ~~written protests have been filed and not withdrawn~~
38 ~~by less than 25 percent of the registered voters or less than 25~~
39 ~~percent of the number of owners of land owning less than 25~~

1 ~~percent of the assessed value of land within the affected territory.~~
2 ~~paragraphs (1) and (2) of this subdivision do not apply.~~

3 (b) In the case of uninhabited territory, take either of the
4 following actions:

5 (1) Terminate proceedings if a majority protest exists in
6 accordance with Section 57078.

7 (2) Order the change of organization or reorganization if written
8 protests have been filed and not withdrawn by owners of land who
9 own less than 50 percent of the total assessed value of land within
10 the affected territory.

11 SEC. 18. Section 57075.5 of the Government Code is amended
12 to read:

13 57075.5. Notwithstanding Section 57075, if territory proposed
14 to be annexed to a city with more than 100,000 residents is
15 inhabited and is located in a county with a population of over
16 4,000,000, the commission, not more than 30 days after conclusion
17 of the hearing, shall make a finding regarding the value of written
18 protests filed and not withdrawn and shall take one of the following
19 actions:

20 (a) Terminate proceedings if written protests have been filed
21 and not withdrawn by 50 percent or more of the registered voters
22 *residing* within the affected territory.

23 (b) Order the ~~territory annexed~~ *change of organization or*
24 *reorganization* subject to the confirmation by the *registered voters*
25 ~~on the question, residing within the affected territory,~~ and request
26 the city council to call a special election and submit to the voters
27 residing within the affected territory the question of whether it
28 shall be annexed to the city, if written protests have been filed and
29 not withdrawn by either ~~15 percent or more of the registered voters~~
30 ~~within the territory, or 15 percent or more of the number of owners~~
31 ~~of land who also own not less than 15 percent of the total assessed~~
32 ~~value of land within the territory.~~ *of the following:*

33 (1) *At least 15 percent of the registered voters residing within*
34 *the affected territory.*

35 (2) *At least 15 percent of the number of owners of land who*
36 *also own not less than 15 percent of the total assessed value of*
37 *land within the affected territory.*

38 (c) Order the territory annexed without an election if ~~written~~
39 ~~protests have been filed and not withdrawn by less than 15 percent~~
40 ~~of the registered voters within the territory and less than 15 percent~~

1 ~~of the owners of land who own less than 15 percent of the total~~
2 ~~assessed value of land within the territory. subdivisions (a) and~~
3 ~~(b) do not apply.~~

4 SEC. 19. Section 57177.5 of the Government Code is amended
5 to read:

6 57177.5. In the case of elections on an order of consolidation
7 of cities or districts, the commission shall take one of the following
8 actions:

9 (a) Execute a certificate of completion confirming the order of
10 consolidation if, within the territory of each city or district ordered
11 to be consolidated, a majority of the votes cast on the question
12 favored the consolidation.

13 (b) Execute a certificate of ~~completion terminating~~ *termination*
14 *of proceedings* if, in one of the cities or districts ordered to be
15 consolidated, the votes cast in favor of consolidation did not
16 constitute a majority.

17 SEC. 20. Section 57179 of the Government Code is amended
18 to read:

19 57179. ~~If the majority of~~ *The commission shall execute a*
20 *certificate of termination of proceedings if the votes cast is against*
21 *in favor of the change of organization or reorganization, the*
22 *commission shall execute a certificate of termination proceedings.*
23 *reorganization do not constitute a majority.*