



Local Agency Formation Commission
for the County of Los Angeles

Commission

Jerry Gladbach
Chair

Donald Dear
1st Vice-Chair

Gerard McCallum
2nd Vice-Chair

Kathryn Barger
Richard Close
Mitchell Englander
Margaret Finlay
Janice Hahn
John Mirisch

Alternate Members

Lori Brogin-Falley
Sheila Kuehl
Judith Mitchell
Joseph Ruzicka
Greig Smith
Vacant
(City of Los Angeles)

Staff

Paul Novak
Executive Officer

Adriana Romo
Deputy Executive Officer

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

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REGULAR MEETING

MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION

FOR THE COUNTY OF LOS ANGELES

October 10, 2018

Present:

Jerry Gladbach, Chair

Richard Close
Donald Dear
Mitch Englander
Margaret Finlay
Gerard McCallum
John Mirisch

Lori Brogin-Falley, Alternate
Joe Ruzicka, Alternate
Greig Smith, Alternate

Paul Novak, Executive Officer
Carole Suzuki, Legal Counsel

Absent:

Kathryn Barger
Janice Hahn

Sheila Kuehl, Alternate
Judith Mitchell, Alternate

Vacant:

Los Angeles City Member, Alternate

1 CALL MEETING TO ORDER

The meeting was called to order at 9:01 a.m. in Room 381-B of the County Hall of Administration by Chair Jerry Gladbach.

2 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chair Jerry Gladbach.

3 DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)

The Executive Officer (EO) 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).

The EO read an announcement, asking if any Commissioner had received a campaign contribution that would require disclosure and recusal from any item on today's agenda (None).

4 SWEARING-IN OF SPEAKER(S)

The EO swore-in three (3) members 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 September 12, 2018.
- b. Approved Operating Account Check Register for the month of September 2018.
- c. Received and filed update on pending proposals.

MOTION: Dear SECOND: Mirisch APPROVED: 6-0-0
AYES: Close, Dear, Englander, Smith (Alt. for McCallum), Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Finlay, Hahn, McCallum

7 PUBLIC HEARING(S)

The following item was called for consideration:

- a. Annexation No. 2015-09 to the City of Pomona and Amendments to the cities of Pomona, Industry, and Walnut Spheres of Influence.

The EO noted that a required document had not arrived, and the EO therefore recommended that the Commission continue this item to the November 14th meeting.

The Commission took the following action:

- Continued this item to the November 14th meeting.

MOTION: Smith (Alt. for McCallum) SECOND: Englander APPROVED: 6-0-0
AYES: Close, Dear, Englander, Smith (Alt. for McCallum), Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Finlay, Hahn, McCallum

[Commissioners Brogin-Falley and Finlay arrived at 9:06 a.m.]

7 PUBLIC HEARING(S)

The following item was called for consideration:

- b. Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon).

Doug Dorado (LAFCO Government Analyst) summarized the staff report on Annexation No. 2018-04 to the City of Santa Clarita.

[Commissioner Mitchell arrived at 9:08 a.m.]

The public hearing was opened to receive testimony.

Commissioner Mirisch asked if the residents within this territory are in favor of the annexation. Tom Cole (Director of Community Development, City of Santa Clarita) came before the Commission. Mr. Cole indicated that the City of Santa Clarita (City) mails out postcard surveys to the residents, that the City received positive feedback with no opposition with this annexation and that the majority of people within the proposed annexation territory already identify themselves as being residents of the City.

There being no additional testimony, the public hearing was closed.

The Commission took the following actions:

- Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, Approving Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon), Resolution No. 2018-15RMD; and
- Pursuant to Government Code Section 57002, set November 14, 2018, at 9:00 a.m. or at the Commission's next available meeting date consistent with the protest provisions, in Room 381-B of the Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California, 90012, as the date, time, and place for Commission protest proceedings.

MOTION: Finlay SECOND: Englander APPROVED: 7-0-0
AYES: Close, Dear, Englander, Finlay, Smith (Alt. for McCallum), Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Hahn, McCallum

8 PROTEST HEARING(S)

None.

9 OTHER ITEMS

The following item was called up for consideration:

- a. Sativa County Water District Status Report.

The EO summarized the staff report on the Sativa County Water District ("District" or "Sativa") Status Report.

The EO noted that each of the Commissioners were provided copies of three documents: a letter dated October 2, 2018 from Darrin Polhemus, Deputy Director, Division of Drinking Water, State Water Resources Control Board to Luis Landeros, Board President, Sativa County Water District; a motion dated October 9, 2018, by Supervisors Mark Ridley-Thomas and Janice Hahn; and a press release by Sativa County Water District dated August 8, 2018.

The Commission opened the item to provide an opportunity for public testimony.

[Commissioner McCallum arrived at 9:17 a.m.]

The EO swore-in two (2) additional members of the audience who planned to testify.

Martha Barajas and Elizabeth Hicks (residents of the District) came before the Commission. Ms. Barajas and Ms. Hicks reported that Sativa officials are imposing excessive citations and fines, engaging in verbal intimidation of its customers, and threatening to disconnect water service.

Chair Gladbach and Commissioner Mirisch thanked Ms. Barajas and Ms. Hicks for their testimony.

Commissioner Mirisch suggested that the Commission send a letter to the Los Angeles County Board of Supervisors requesting that the Los Angeles County Sheriff's Department and the Los Angeles County District Attorney's Office investigate the allegations that District representatives are harassing its customers.

Commissioner Englander suggested that the letter be copied to the Office of the Los Angeles County Counsel and the State of California Office of the Attorney General.

Commissioner Finlay suggested notifying the District's insurer of Sativa's mismanagement by its representatives.

Commissioners Mitchell and Smith suggested that LAFCO not notify the District's insurer, as there may be active claims against the District and asked County Counsel to report back to the Commission with recommendations.

Commissioner Close asked what the timeline is when Sativa's Board will cease to exist. Jeff O'Keefe (Regional Field Manager, State Water Resources Control Board) came before the Commission. Mr. O'Keefe indicated that the State Water Resources Control Board (State Water Board) issued a notice to Sativa which states that the District has until October 22nd to respond and accept administrative and managerial services from an administrator selected by the State Water Board. Mr. O'Keefe stated that the State Water Board will review the response submitted by the District, and shortly after, if appropriate, issue an administrative order for Sativa to accept the administrative services. Mr. O'Keefe indicated that the administrative order, if issued, would likely occur by October 29th.

There being no further public testimony, the item was closed.

The Commission took the following action:

- Directed the Executive Officer to draft a letter, signed by the Commission Chair, to the Los Angeles County Board of Supervisors requesting that the Los Angeles County Sheriff's Department and the Los Angeles County District Attorney's Office investigate the allegations of the Sativa County Water District's representatives harassing its customers.

MOTION: Mirisch SECOND: Englander APPROVED: 7-0-0
AYES: Close, Dear, Englander, Finlay, McCallum, Mirisch, Gladbach
NOES: None.

ABSTAIN: None.
ABSENT: Barger, Hahn

[Commissioner Englander left at 9:55 a.m.]

The Commission took the following action:

- Directed the Executive Officer to draft a letter, signed by the Commission Chair, to the Los Angeles County Board of Supervisors requesting that the County seek a possible injunction against the current Sativa County Water District to preserve District funds to benefit the District residents.

MOTION: Mirisch SECOND: Dear APPROVED: 6-0-0
AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

The Commission took the following action:

- Directed the Executive Officer to draft a letter, signed by the Commission Chair, to the Los Angeles County Board of Supervisors to seek a possible injunction to prohibit the Sativa County Water District's representatives from disconnecting water service to its customers until a State Administrator is appointed.

MOTION: Mirisch SECOND: Finlay APPROVED: 6-0-0
AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

The Commission took the following action:

- Received and filed the Sativa County Water District Status Update.

MOTION: Finlay SECOND: McCallum APPROVED: 6-0-0
AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

[Commissioner Smith left at 10:06 a.m.]

9 OTHER ITEMS

The following item was called up for consideration:

- b. Request from Southern California Water Coalition for support of California WaterFix.

The EO summarized the staff report on the Request from the Southern California Water Coalition for support of California WaterFix.

The Commission took the following actions:

- Directed staff to draft a “support” letter for the California WaterFix, consistent with the “proposed statement” recommended by the Southern California Water Coalition, to be signed by the Commission Chair, and distributed to the Governor, legislators and other stakeholders; and
- Directed staff to consent to a joint “support” letter for California WaterFix from all six Southern California LAFCOs, consistent with the “proposed statement” recommended by the Southern California Water Coalition, to be signed by the Commission Chair, which would then be distributed to the Governor, legislators, and other stakeholders.

MOTION: Dear SECOND: Mirisch APPROVED: 5-0-1
AYES: Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: Close
ABSENT: Barger, Englander, Hahn

9 OTHER ITEMS

The following item was called up for consideration:

- c. Proposed Cancellation of the December 12th Commission Meeting.

The EO summarized the staff report on the Proposed Cancellation of the December 12th Commission Meeting.

The Commission took the following actions:

- Canceled the December 12, 2018 Commission Meeting; and
- Directed the Executive Officer to send notice of cancelation via the LAFCO e-mail alert notification system and post notice on the LAFCO website.

MOTION: Finlay SECOND: Dear APPROVED: 6-0-0

AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

NOTE: The Commission approved a motion to reconsider and rescinded the action taken on Agenda Item No. 9.c. See Agenda Item No. 13 – Executive Officer’s Report. Therefore, the December 12, 2018 Commission meeting remains scheduled.

10 LEGISLATION

The following item was called up for consideration:

- a. Legislative Update.

The EO summarized the staff report on the Legislative Update.

The Commission took the following action:

- Received and filed the Legislative Update.

MOTION: McCallum SECOND: Finlay APPROVED: 6-0-0
AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

11 MISCELLANEOUS CORRESPONDENCE RECEIVED

The EO noted that the following two letters had been received:

- a. September 10, 2018 Letter from Jennifer Farr, CPA, of DavisFarr Certified Public Accountants, concerning preparation of the Fiscal Year 2017-2018 Audit; and
- b. September 13, 2018 Letter from the Special District Risk Management Authority (SDRMA) to Commission Chair Jerry Gladbach regarding the Workers’ Compensation Program.

12 COMMISSIONERS’ REPORT

Commissioners Mirisch, Mitchell, and Ruzicka indicated that they attended the 2018 the California Association of Local Agency Formation Commissions (CALAFCO) Conference in Yosemite. It was a well-received, well-informed conference.

Commissioner Mitchell noted that during the Southern Region Roundtables session, there was discussion of CALAFCO increasing its membership dues.

Commissioner Dear noted that Gloria Grey was recently appointed as the Chair of the Board of Directors of the Metropolitan Water District of Los Angeles County (MWD). Ms. Grey is the first African-American and second woman to serve as Chair on the MWD board of directors.

13 EXECUTIVE OFFICER'S REPORT

The EO noted that Commissioner McCallum received a CALAFCO award for serving on the CALAFCO board of directors for four years. The Commission congratulated Commissioner McCallum.

The EO noted that the next annual CALAFCO Conference will be held in Sacramento on October 30th through November 1, 2019.

The EO indicated that the November 14th meeting is expected to last two hours.

Commissioner Finlay suggested holding the Commission meeting in December, rather than canceling it.

Commissioner Mirisch indicated he will not be at the November 12th Commission meeting.

The Commission took the following actions:

- Moved to Reconsider and Re-open Agenda Item No. 9.c.;
- Rescinded the action taken on Agenda Item 9.c. (Proposed Cancellation of the December 12th Commission Meeting); and
- Reinstated the December 12th Commission meeting as originally scheduled.

MOTION: Finlay SECOND: Gladbach APPROVED: 6-0-0
AYES: Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Englander, Hahn

14 PUBLIC COMMENT

None.

15 FUTURE MEETINGS

November 14, 2018
December 12, 2018
January 9, 2019
February 13, 2019


16 FUTURE AGENDA ITEMS

None.

17 ADJOURNMENT MOTION

On motion of Commissioner Finlay, seconded by Commissioner Dear, the meeting was adjourned at 10:21 a.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Novak". The signature is written in a cursive, flowing style.

Paul Novak, AICP
Executive Officer

**RESOLUTION NO. 2018-15RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES
MAKING DETERMINATIONS APPROVING
"ANNEXATION NO. 2018-04 TO THE CITY OF SANTA CLARITA
(PLUM CANYON, SKYLINE RANCH, AND NORTH SAND CANYON)"**

WHEREAS, the City Santa Clarita (City) 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 City of Santa Clarita and the City of Santa Clarita Landscaping and Lighting District; detachment from Road District No. 5; withdrawal from County Lighting Maintenance District 1687 and the County Public Library System; exclusion from the County Lighting District LLA-1, Unincorporated Zone; transfer of drainage improvements and related assessments for Plum Canyon and Skyline Ranch; and conveyance, acceptance and retention of certain parks, open space, storm drains, streets, sewers, sewer pump station, and water quality facilities, all within the County of Los Angeles (County); and

WHEREAS, the proposed annexation consists of approximately 3,118± acres of inhabited territory and is assigned the following distinctive short-form designation: "Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon)"; 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 to the City is that

landowners within the affected territory desire the services provided by the City and local government representation; 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 September 10, 2018, 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 October 10, 2018, 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 November 14, 2018 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.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Acting in its role as a responsible agency with respect to Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon), pursuant to

California Environmental Quality Act (CEQA), the Commission considered the Negative Declaration prepared by the City of Santa Clarita, as lead agency, on April 24, 2018, together with any comments received during the public review process; and certifies that the Commission has independently reviewed and considered and reached its own conclusions regarding the environmental effects of the proposed project as shown in the Negative Declaration.

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 3,118± acres, is inhabited, and is assigned the following short form designation: "Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon)".
4. Annexation No. 2018-04 to the City of Santa Clarita (Plum Canyon, Skyline Ranch, and North Sand Canyon) is hereby approved, subject to the following terms and conditions:
 - a. The City 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 City.
- e. The regular County assessment roll shall be utilized by the City.
- f. The affected territory will be taxed for any existing general indebtedness, if any, of the City.
- g. Annexation of the affected territory described in Exhibits "A" and "B" to the City of Santa Clarita and the Santa Clarita Landscaping and Lighting District.
- h. Detachment of the affected territory from Road District No. 5.
- i. Withdrawal of affected territory from County Lighting Maintenance District 1687 and County Public Library System.
- j. Exclusion of the affected territory from the County Lighting District LLA-1, Unincorporated Zone.
- k. Conveyance, acceptance and retention of certain parks, open space, storm drains, streets, sewers, sewer pump station, and water quality facilities consistent with the Joint Resolution between the City and County for the City's Annexation of Unincorporated Territory Known as Annexation No. 2018-4 approved by the County of Los Angeles Board of Supervisors on September 11, 2018 ("Joint Resolution").
- l. Upon the effective date of the annexation and except as provided in the Joint Resolution, all right, title, and interest of the County, including but not limited to, the underlying fee title or easement where owned by the County, in any and all sidewalks, trails, landscaped areas, street lights, property acquired and held for

future road purposes, open space, signals, storm drains, storm drain catch basins, local sanitary sewer lines, sewer pump stations and force mains, water quality treatment basins and/or structures, and water quality treatment systems serving roadways and bridges shall vest in the City.

- m. Upon the effective date of the annexation and except as provided in the Joint Resolution, the City shall be the owner of, and responsible for, the operation, maintenance, and repair of all of the following property owned by the County: public roads, adjacent slopes appurtenant to the roads, street lights, traffic signals, mitigation sites that have not been accepted by regulatory agencies but exist or are located in public right-of-way and were constructed or installed as part of a road construction project within the annexed area, storm drains and storm drain catch basins within street right-of-way and appurtenant slopes, medians and adjacent property.
- n. Upon the effective date of the annexation and except as provided in the Joint Resolution, the City shall do the following: (1) assume ownership and maintenance responsibilities for all drainage devices, storm drains and culverts, storm drain catch basins, appurtenant facilities (except regional Los Angeles County Flood Control District (LACFCD) facilities for which LACFCD has a recorded fee or easement interest and which have been accepted into the LACFCD system), site drainage, and all master plan storm drain facilities that are within the annexation area and are currently owned, operated and maintained by the County ; (2) accept and adopt the County of Los Angeles Master Plan of Drainage

(MPD), if any, which is in effect for the annexation area. Los Angeles County Department of Public Works Department (LACDPW) should be contacted to provide any MPD which may be in effect for the annexation area. Deviations from the MPD shall be submitted to the Chief Engineer of LACFCD/Director of LACDPW for review to ensure that such deviations will not result in diversions between watersheds and/or will not result in adverse impacts to LACFCD's flood control facilities; (3) administer flood zoning and Federal Emergency Management Agency floodplain regulations within the annexation area; (4) coordinate development within the annexation area that is adjacent to any existing flood control facilities for which LACFCD has a recorded easement or fee interest, by submitting maps and proposals to the Chief Engineer of LACFCD/Director of LACDPW, for review and comment.

- o. Except to the extent in conflict with "a" through "n", 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 November 14, 2018 at 9:00 a.m. and directs the Executive Officer to give notice thereof pursuant to Government Code Sections 57025 and 57026.

PASSED AND ADOPTED this 10th day of October 2018.

MOTION: Finlay SECOND: Englander APPROVED: 7-0-0
AYES: Close, Dear, Englander, Finlay, Smith (Alt. for McCallum), Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Barger, Hahn, McCallum

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



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