



Local Agency Formation Commission
for the County of Los Angeles

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Jerry Gladbach
Chair

Donald Dear
1st Vice-Chair

Gerard McCallum
2nd Vice-Chair

Kathryn Barger
Richard Close
Margaret Finlay
John Mirisch
Holly Mitchell
Vacant
(City of Los Angeles)

Alternate Members

Lori Brogin-Falley
Michael Davitt
Janice Hahn
David Lesser
Mel Matthews
Vacant
(City of Los Angeles)

Staff

Paul Novak
Executive Officer

Adriana Romo
Deputy Executive Officer

Amber De La Torre
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MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES
LIVE VIRTUAL MEETING

July 14, 2021

Present:

Jerry Gladbach, Chair

Kathryn Barger
Richard Close
Donald Dear
Margaret Finlay
Gerard McCallum
John Mirisch
Holly Mitchell

Lori Brogin-Falley, Alternate
Michael Davitt, Alternate
David Lesser, Alternate

Paul Novak, Executive Officer
Tiffani Shin, Legal Counsel

Absent:

Janice Hahn, Alternate
Mel Matthews, Alternate

Vacant:

City of Los Angeles, Member
City of Los Angeles, Alternate Member

1 CALL MEETING TO ORDER

The special meeting was called to order at 9:02 a.m. as a live virtual Commission meeting, with public comment accepted via email or phone through the conclusion of public testimony.

2 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chair Gladbach.

3 DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)

The Executive Officer (EO) read an announcement, asking if any Commissioners had received a campaign contribution that would require disclosure or any other issue requiring recusal from any item on today's agenda (None).

ANNOUNCEMENT

The EO noted that today's meeting was conducted pursuant to the provisions of the Governor's Executive Orders N-25-20, N-29-20, and N-08-21 under the modified laws of the Ralph M. Brown Act for the COVID-19 emergency, as well as the County of Los Angeles "Safer at Home Order for Control of COVID-19." LAFCO's legal counsel reviewed the notifications and agenda and has confirmed that the conduct of the meeting is consistent with State law as modified by the Governor and County orders.

The EO noted that all public hearing notices, and the agenda, clearly stated that interested persons were afforded the opportunity to submit written opposition or comments by email, or via United States mail. For any communications received after the agenda was posted, staff has forwarded copies via e-mail to the Commission. LAFCO staff continued to monitor e-mail and comments received during the meeting and prior to the conclusion of each hearing item were read to the Commission.

4 SWEARING-IN OF SPEAKER(S) AND PUBLIC TESTIMONY/COMMENT

The EO swore in eight (8) members of the audience who planned to testify regarding Agenda Item No. 7.a.

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

- a. Annexation No. 2021-02 to the Los Angeles County Waterworks District No. 40, Antelope Valley.

The EO summarized the staff report on this item.

The Commission took the following action:

- Received and filed the information item.

MOTION: Barger SECOND: Dear APPROVED: 8-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Mitchell, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

6 CONSENT ITEM(S)

The Commission took the following actions under Consent Items:

- a. Approved Minutes of June 9, 2021.
- b. Approved Operating Account Check Register for the month of June 2021.
- c. Received and filed update on Pending Proposals.

MOTION: Finlay SECOND: Dear APPROVED: 8-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Mitchell, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

7 PUBLIC HEARING(S)

The following item was called up for consideration:

- a. MSR No. 2021-01 – Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the Point Dume Community Services District).

The EO summarized the staff report on this item.

The EO noted that several emails were received, and forwarded to all Commissioners, after the agenda was posted on July 7, 2021.

The public hearing was opened to receive all testimony on the MSR/SOI Update for the Point Dume Community Services District (PDCSD or District).

The following eight (8) members of the audience provided testimony to the Commission:

- Paul Major (Board President, Point Dume Community Services District);
- Hap Henry (City of Malibu resident);
- Barbara O’Neil Farris (City of Malibu resident);
- Marlene Matlow (former Board member of the PDCSD);
- Kevin Hannah (City of Malibu resident);
- Pamela Conley Ulich (City of Malibu resident);
- George Heike (City of Malibu resident); and
- Julian Smith (former resident of the City of Malibu)

[Commissioner Mitchell left at 9:45 a.m.]

There being no further testimony and no written opposition, nor e-mails, submitted prior to the close of the public hearing, the public hearing was closed.

After members of the audience provided testimony, the Commission decided not to adopt a Zero SOI for the PDCSD, nor to request that staff bring back a resolution to initiate a dissolution of the District.

The Commission took the following actions:

- Adopted and approved the Municipal Service Review and Sphere of Influence Update for the Point Dume Community Services District;
- Directed the Executive Officer to add the words “Retained July 14, 2021” to the official Los Angeles LAFCO SOI map for the Point Dume Community Services District;
- Set a deadline of January 1, 2022, by which representatives of the Point Dume Community Services District are required to submit an application to LAFCO to exercise new or different functions or classes of services, pursuant to Government Code Section 56824.10 through 56824.14;
- Directed the Executive Officer to work with representatives of the Point Dume Community Services District for a Plan of Services no later than January 1, 2022; and
- Directed staff to agendize a review of the Point Dume Community Services District, at a future Commission Meeting approximately one (1) year from the date of today’s Commission action.

MOTION: Mirisch SECOND: Finlay APPROVED: 7-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Mitchell

8 PROTEST HEARING(S)

The following item was called for consideration:

- a. Annexation No. 2019-08 to the Santa Clarita Valley Water Agency (Valencia Water Company).

The EO stated that this is the Commission protest hearing pursuant to Government Code Section 57000 *et seq.* and that no written protest(s) have 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. 2019-08 to the Santa Clarita Valley Water Agency (Valencia Water Company); Resolution No. 2021-01PR.

MOTION: Dear SECOND: Barger APPROVED: 7-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Mitchell

9 OTHER ITEMS

None.

10 LEGISLATION

The following item was called up for consideration:

- a. Legislative Update.

The EO summarized the staff report on this item.

The EO indicated that the annual Omnibus Bill AB 1581 was signed by the Governor.

At last month's meeting, the Commission discussed AB 1195 (Garcia). AB 1195 did not clear the State Senate, and therefore it will now be a two-year bill.

The Commission took the following action:

- Received and filed the Legislative Update.

MOTION: Barger SECOND: Finlay APPROVED: 7-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Mitchell

11 MISCELLANEOUS CORRESPONDENCE

None.

12 COMMISSIONERS' REPORT

None.

13 EXECUTIVE OFFICER'S REPORT

- a. Written Update
- b. Verbal Update

The EO summarized the EO report on this item.

The EO indicated that the CALAFCO 2021 Conference will be held October 6, 2021 through October 8, 2021, at the Hyatt Regency John Wayne Airport in Newport Beach. The EO asked that Commissioners interested in attending contact staff, and that staff would make all necessary arrangements.

The Commission took the following action:

- Received and filed the Executive Officer's Report.

MOTION: Barger SECOND: Mirisch APPROVED: 7-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Mitchell

14 FUTURE MEETINGS

August 11, 2021
September 8, 2021
October 13, 2021

15 FUTURE AGENDA ITEMS

None.

16 ADJOURNMENT MOTION

Chair Gladbach adjourned the live virtual meeting at 10:55 a.m.

Respectfully submitted,



Paul Novak, AICP
Executive Officer

**RESOLUTION NO. 2021-01PR
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES
MAKING DETERMINATIONS ORDERING
"ANNEXATION NO. 2019-08 TO THE SANTA CLARITA VALLEY WATER AGENCY
(VALENCIA WATER COMPANY)"**

WHEREAS, the Santa Clarita Valley Water Agency (SCVWA) 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 § 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for annexation of territory herein described to the, within the unincorporated territory of Stevenson Ranch, near the City of Santa Clarita; and

WHEREAS, the proposed annexation consists of approximately 344± acres of inhabited territory and is assigned the following distinctive short-form designation: "Annexation No. 2019-08 to the Santa Clarita Valley Water Agency"; 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 Santa Clarita Valley Water Agency's application to initiate proceedings is in compliance with Senate Bill 634, a bill which consolidated the former Castaic Lake Water Agency and the Newhall County Water District into the Santa Clarita Valley Water Agency, and which took effect on January 1, 2018, and in compliance with Condition No. 9 of the Application for Conditions No. 2018-01 to the Santa Clarita Valley Water Agency approved by the Commission on April 11, 2018. The affected territory is the area formerly served by the Valencia Water Company, which was purchased by the SCVWA on January 22, 2018. Because

the affected territory is outside the jurisdictional boundaries of the SCVWA, the Commission imposed Condition No. 9 to require the SCVWA to file a proposal with LAFCO to annex the affected territory into the SCVWA; and

WHEREAS, on June 9, 2021, the Commission approved Annexation No. 2019-08 to the SCVWA; and

WHEREAS, pursuant to Government Code § 57002, the Commission set the Protest Hearing for July 14, 2021 at 9:00 a.m., at the Commission's virtual meeting held by teleconference and web access, pursuant to the provisions of the Governor's Executive Order N-25-20 and N-29-20, under the modified laws of the Ralph M. Brown Act for the COVID-19 emergency, as well as the County of Los Angeles "Safer at Home Order for Control of COVID-19", unless cancelled or rescheduled by the Commission or the Commission Chair approves an alternative meeting location; and

WHEREAS, the Executive Officer has given notice of the protest hearing pursuant to Government Code §§ 56150-56160, 56660-56661, 57025, and 57026, wherein the protest hearing notice was published in a newspaper, as a display advertisement of least one-eighth page pursuant to Government Code § 56157(h), of general circulation in the County of Los Angeles on June 14, 2021, 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 this action is within the scope of its California Environmental Quality Act findings made at the Commission hearing on June 9, 2021.
2. The Commission finds that the number of property owners is 575, and the number of registered voters is 1,391, and the total assessed value of land within the affected territory is \$388,419,032.
 - a) The Commission finds that the number of property owners who filed written protests in opposition to Annexation No. 2019-08 to the SCVWA and not withdrawn is 0, which, even if valid, represents less than 25 percent of the number of owners of land who own at least 25 percent of the assessed value of land within the affected territory; and
 - b) The Commission finds that the number of registered voters who filed written protests in opposition to Annexation No. 2019-08 to the SCVWA and not withdrawn is 0, which, even if valid, represents less than 25 percent of the number of registered voters residing within boundaries of the affected territory.
3. A description of the boundaries and map of the proposal, as approved by this Commission, are set forth in Exhibits "A" and "B", attached hereto and by this reference incorporated herein.
4. The affected territory consists of 344± acres, is inhabited, and is assigned the following short form designation: "Annexation No. 2019-08 to the SCVWA".

5. Annexation No. 2019-08 to the SCVWA is hereby approved, subject to the following terms and conditions:

- a. The Santa Clarita Valley Water Agency 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 of the Certificate of Completion with the Los Angeles County Registrar-Recorder/County Clerk.
- c. Recordation of the Certificate of Completion shall not occur prior to the conclusion of the 30-day reconsideration period provided under Government Code § 56895.
- d. All fees due to LAFCO, the County of Los Angeles (including, but not limited to, fees owed to the County Assessor and/or the Registrar-Recorder/County Clerk), and the State of California Board of Equalization; shall be paid by the Applicant, in full, prior to LAFCO's filing the Certificate of Completion. Failure to pay any and all fees due to LAFCO, the County of Los Angeles, and the State Board of Equalization, within one year of the Commission approval of this change of organization/reorganization, will result in the change of organization/reorganization being terminated pursuant to Government Code §57001 unless, prior to expiration of that year, the Commission authorizes an

extension of time for that completion.


- e. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as may be legally imposed by the SCVWA.
 - f. The regular County assessment roll shall be utilized by the SCVWA.
 - g. The affected territory will be taxed for any existing general indebtedness, if any, of the SCVWA.
 - h. Annexation of the affected territory described in Exhibits "A" and "B" to the SCVWA.
 - i. The map and geographic description of the affected territory shall comply with all requirements of LAFCO, the Los Angeles County Registrar-Recorder/County Clerk, and the State of California Board of Equalization. If LAFCO, the Los Angeles County Registrar-Recorder/County Clerk, and/or the State of California Board of Equalization require changes, the map and geographic description shall be revised and all associated costs shall be the responsibility of the applicant.
 - j. Except to the extent in conflict with "a" through "i", 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 § 57325) shall apply to this annexation.
6. The Commission hereby orders the inhabited territory described in Exhibits "A" and "B" annexed to the Santa Clarita Valley Water Agency.
7. The Executive Officer is hereby authorized and directed to mail copies of this resolution as provided in Government Code § 56882.

8. The Executive Officer is directed to transmit a copy of this resolution to the SCVWA, upon the SCVWA's payment of the applicable fees required by Government Code § 54902.5 and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code § 57200, *et seq.*
9. Pursuant to Government Code § 56883, the Executive Officer may make non-substantive corrections to this resolution to address any technical defect, error, irregularity, or omission.

PASSED AND ADOPTED this 14th day of July 2021.

MOTION: Dear SECOND: Barger APPROVED: 7-0-0
AYES: Barger, Close, Dear, Finlay, McCallum, Mirisch, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Mitchell

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



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