

Voting Members

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
Doug Dorado
Adriana Flores
Alisha O'Brien

80 South Lake Avenue
Suite 870
Pasadena, CA 91101
Phone: 626/204-6500
Fax: 626/204-6507

www.lalafco.org

MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES
LIVE VIRTUAL MEETING

January 12, 2022

Present:

Jerry Gladbach, Chair

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

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

Paul Novak, Executive Officer
Carole Suzuki, Legal Counsel

Absent:

Hilda Solis, Alternate

Vacant:

City of Los Angeles, Member
City of Los Angeles, Alternate Member
San Fernando Valley, Member

1 CALL MEETING TO ORDER

The meeting was called to order at 9:03 a.m. as a live virtual Commission meeting, with public comment accepted via e-mail, computer, 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 Government Code § 54953 relative to virtual meetings, as well as the County of Los Angeles "Best Practices to Prevent COVID-19". LAFCO's legal counsel reviewed the provisions 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 e-mail, or via United States mail. For any communications received after the agenda was posted, staff has forwarded copies via e-mail to the Commission (None). 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 (None).

4 SWEARING-IN OF SPEAKER(S)

The EO swore in four (4) members of the audience who planned to testify.

RECOGNITION

Commissioners Dear and Finlay were recognized for 15 years of service with LAFCO, respectively.

Commissioner Brogin-Falley was recognized for 10 years of service with LAFCO.

Commissioner Barger was recognized for 5 years of service with LAFCO.

[Commissioner Dear left at 9:16 a.m.]

5 CONSENT ITEM(S)

The Commission took the following actions under Consent Items:

- a. Approved Minutes of November 10, 2021.
- b. Approved Operating Account Check Register for the month of November 2021.
- c. Received and filed update on Pending Proposals.
- d. Information Item(s) – Government Code §§ 56751 & 56857.
(None).

MOTION: Finlay SECOND: Barger APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

6 PUBLIC HEARING(S)

(None).

7 PROTEST HEARING(S)

(None).

8 OTHER ITEMS

The following item was called for consideration:

- a. Adoption of Resolution Authorizing Remote Teleconference Meeting of the Commission pursuant to Government Code Section 54953(e) and Making Required Findings.

The EO requested that the resolution be amended to also include the February 9th meeting as a virtual meeting. The EO noted that the February 9th meeting is within the 30-day period for Commission approval, as authorized by Government Code § 54953(e).

The Commission took the following action:

- AS AMENDED, Adopted the Resolution Making Determinations Approving Resolution of the Local Agency Formation Commission for the County of Los Angeles Authoring Remote Teleconference Meetings of the Legislative Body of the Los Angeles Formation Commission for the County of Los Angeles for the meetings of January 12, 2022 and

February 9, 2022, pursuant to the Ralph M. Brown Act; Resolution No. 2022-01RMD.

MOTION: Brogin-Falley SECOND: Mitchell APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

8 OTHER ITEMS

The following item was called for consideration:

- b. Sativa Water System: Request to Extend Interim Operating Period and Annual Update (continued without discussion from the November 10, 2021 Meeting).

The EO stated that Warren Wellen (Principal Deputy, Los Angeles County Counsel) and Russ Bryden (Principal Engineer, Los Angeles County Department of Public Works) were available to answer any questions the Commission may have.

The Commission took the following actions:

- Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, extending the interim operation period for one (1) year, to March 19, 2023, pursuant to Health and Safety Code §116687 relative to the Sativa County Water District/System; Resolution No. 2022-02RMD; and
- Received and filed the Sativa Water System Status Report.

MOTION: Barger SECOND: Finlay APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

8 OTHER ITEMS

The following item was called for consideration:

- c. Procurement and Reporting Policy Annual Report for 2021.

The Commission took the following action:

- Received and filed the Procurement and Reporting Policy Annual Report for 2021.

MOTION: Finlay SECOND: McCallum APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

8 OTHER ITEMS

The following item was called for consideration:

- d. Position Salary Ranges.

The EO indicated that the staff report incorrectly referred the Government Analyst salary range of “\$75,000 to \$95,000” instead of “\$70,000 to \$95,000”. The attachment included in Agenda 8.d. is correct.

The Commission took the following action:

- Approved the following Position Salary Ranges:

<u>Position:</u>	<u>Salary Range:</u>
Executive Officer	Determined by Commission
Deputy Executive Officer	\$120,000 to \$165,000
Senior Government Analyst	\$100,000 to \$130,000
Government Analyst	\$70,000 to \$95,000
GIS/Mapping Technician/Analyst	\$75,000 to \$95,000
Clerk/Office Assistant	\$45,000 to \$70,000

MOTION: Finlay SECOND: Mitchell APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

8 OTHER ITEMS

The following item was called for consideration:

- e. Fee Waiver Request for a Proposed Annexation to the Santa Clarita Valley Sanitation District of Los Angeles County.

The EO stated that Nick Cappa (Applicant) was available to answer any questions the Commission may have.

The Commission took the following actions:

- Determined that the fee waiver request is in the public interest; and
- Approved the fee waiver in the amount of \$2,500 pertaining to the proposed annexation of the property at 18009 Beneda Lane in Santa Clarita to the Santa Clarita Valley Sanitation District of Los Angeles County.

MOTION: Finlay SECOND: McCallum APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

8 OTHER ITEMS

The following item was called for consideration:

- f. Proposed Commission Meeting Schedule for 2022.

The EO explained that two (2) of the meetings (June 2022 and November 2022) may conflict with meetings of the Los Angeles County Board of Supervisors. After the Commission discussed various methods to adjust the Commission meeting schedule, Carole Suzuki (Legal Counsel) noted that any change to the meeting schedule previously adopted would require a motion and vote by the Commission.

The Commission took the following actions:

- Directed staff to keep the regular meeting dates of Wednesday, June 8, 2022, and Wednesday, November 9, 2022 but change the regular start time from 9:00 a.m. to 8:30 a.m.; and
- Directed staff to post the revised meeting schedule on the LAFCO website.

MOTION: Barger SECOND: McCallum APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

9 LEGISLATION

The following item was called up for consideration:

- a. Legislative Update.

(None).

10 MISCELLANEOUS CORRESPONDENCE

- a. Letter of December 5, 2021, from Executive Officer Paul Novak to the Honorable Holly J. Mitchell, Chair, Board of Supervisors, concerning San Fernando Valley Voting Member Vacancy.
- b. Letter of December 7, 2021, from Commission Chair Jerry Gladbach to Los Angeles City Council President Nury Martinez, concerning appointments of Los Angeles City Voting Member and Alternate Member.

No action was required by the Commission.

11 COMMISSIONERS' REPORT

Chair Gladbach and Commissioner Lesser indicated that they attended the virtual meeting of the Southern Region of the California Association of Local Agency Formation Commissions (CALAFCO) on December 15, 2021, and that it was a well-informed discussion with representatives of the other five (5) LAFCOs in the Southern Region.

12 EXECUTIVE OFFICER'S REPORT

- a. Verbal Update

The EO indicated that staff is taking precautions to minimize exposure to COVID-19. He thanked County Supervisors Barger and Mitchell for allowing LAFCO staff to attend virtual meetings with the County Chief Executive Office and departmental managers to receive updates regarding the ongoing pandemic.

13 PUBLIC COMMENT

Roy Humphreys (resident of unincorporated area of Rowland Heights) indicated that the City of Diamond Bar is proposing to annex portions of unincorporated Rowland Heights. Mr. Humphreys suggested that the Commission continue virtual meetings, or at some point, hold meetings as a hybrid approach (both in-person and virtual) to allow more people from the public to provide comment.

Mr. Humphreys suggested that the Commission revise their future agendas to move Public Comment to the beginning of the agenda, so the public does not have to attend the entire Commission meeting.

14 FUTURE MEETINGS

February 9, 2022

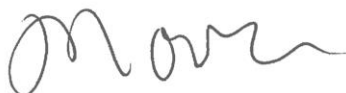
March 9, 2022

April 13, 2022

15 ADJOURNMENT MOTION

Chair Gladbach adjourned the live virtual meeting at 9:40 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'P. Novak', with a stylized flourish at the end.

Paul Novak, AICP
Executive Officer

RESOLUTION NO. 2022-01RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES AUTHORIZING REMOTE TELECONFERENCE
MEETINGS OF THE LEGISLATIVE BODY OF THE LOCAL AGENCY FORMATION COMMISSION FOR
THE COUNTY OF LOS ANGELES FOR THE MEETINGS OF JANUARY 12, 2022, AND FEBRUARY 9,
2022 PURSUANT TO THE RALPH M. BROWN ACT

WHEREAS, the Local Agency Formation Commission for the County of Los Angeles (“LAFCO” or “Commission”) is committed to preserving and nurturing public access and participation in meetings of the Commission; and

WHEREAS, all meetings of the Commission are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the Commission conduct its business; and

WHEREAS, the Brown Act, Government Code Section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions and requirements; and

WHEREAS, a required condition of Government Code Section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, it is further a required condition of Government Code Section 54953(e) that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body holds a meeting to determine by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, because such conditions now exist in Los Angeles County and throughout the state, a State of Emergency has been proclaimed by Governor Gavin Newsom on March 4, 2020, addressing the threats to public health and safety associated with the COVID-19 pandemic in California, and prescribing certain measures to protect the health and safety of all state residents, and said State of Emergency remains in full force and effect; and

WHEREAS, the California Department of Industrial Relations has issued regulations, at Title 8 of the California Code of Regulations Section 3205(c)(5)(D), making recommendations for physical (social) distancing in the workplace as a measure to decrease the spread of COVID-19, given that particles containing the virus can travel more than six feet, especially indoors; and

WHEREAS, the Los Angeles County Public Health Officer has issued guidance for the business community, "Best Practices to Prevent Covid-19 – Guidance for Businesses and Employers," which recommends that employers implement policies and practices that support physical distancing of at least six feet, including practices such as limiting indoor occupancy, using visual distancing cues, offering telework options to staff, offering flexible work hours, and altering physical work space to increase distance between workstations and customers; and

WHEREAS, an in-person meeting of the Commission would present imminent risk to the health and safety of attendees, given the continued presence of COVID-19, as well as the inability to maintain adequate social distancing amongst commissioners, staff, legal counsel, and the general public in an indoor setting; and

WHEREAS, as a consequence of the foregoing, the Commission does hereby find that it shall conduct its meetings without complying with Government Code Section 54953(b)(3), as authorized by Government Code Section 54953(e), and that the Commission shall comply with

the requirements to provide the public with access to the meetings as prescribed in Government Code Section 54953(e)(2).

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Recitals set forth above are true and correct and are hereby incorporated into this Resolution by reference.
2. The Commission hereby determines that there is an active, proclaimed state of emergency throughout the State of California due to the ongoing COVID-19 pandemic; that state and local officials have imposed or recommended measures to promote social distancing; and that meeting in person would present imminent risks to the health and safety of attendees as the result of the COVID-19 emergency.
3. The Commission is hereby authorized to conduct its open and public meetings by teleconference in compliance with the provisions of Government Code Section 54953(e).
4. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of either February 11 (thirty days from today), or such time as the Commission adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the legislative body of the Commission may continue to teleconference without compliance with Government Code Section 54953(b)(3).

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5. PASSED AND ADOPTED this 12th day of January, 2022.

MOTION: Brogin-Falley SECOND: Mitchell APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

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



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

RESOLUTION NO. 2022-02RMD

**A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES MAKING DETERMINATIONS RELATING TO DISSOLUTION
NO. 2018-09 OF THE SATIVA COUNTY WATER DISTRICT**

BE IT RESOLVED by the Local Agency Formation Commission for the County of Los Angeles (the "Commission"), that;

WHEREAS, the Sativa County Water District ("Sativa" or "District") was incorporated by the State of California Secretary of State on December 30, 1938, under the County Water District Law; and

WHEREAS, the August 2012 Sativa County Water District MSR recommended that the Commission adopt a Zero Sphere of Influence (Zero SOI) and consolidate the District; and

WHEREAS, on May 14, 2014, the Commission adopted the Round 2 MSR and SOI Update and assigned a Zero SOI for the District; and

WHEREAS, the Commission initiated the proposed dissolution of Sativa by adopting a resolution of application pursuant to Government Code § 56375(a)(2)(B) at its meeting of July 11, 2018; and

WHEREAS, on October 31, 2018, the SWRCB appointed Los Angeles County ("County") as the State Administrator for the District, pursuant to § 116687 of the Health and Safety Code; and

WHEREAS, on November 1, 2018, a representative of the County of Los Angeles (County) Department of Public Works staff assumed full administrative, managerial, and financial control of the District, and County representatives have been operating the District from that time to the present, both directly, and through its contractor, Suburban Water Systems; and

WHEREAS, on February 13, 2019, the Commission approved a resolution making determinations approving and ordering Dissolution No. 2018-09 of the Sativa County Water District; and

WHEREAS, Condition No. 9.e. of Dissolution No. 2018-09 designated the County of Los Angeles as the successor agency to the Sativa County Water District, as authorized by Government Code § 56886(m); and

WHEREAS, Health and Safety Code § 116687(g)(1) defined an interim operation period of one year, for any successor agency designated by the Commission to assume control of Sativa; and

WHEREAS, the Commission has adopted resolutions to extend the interim operating period, to March 19, 2022;

WHEREAS, legal counsel to the County, on the County's behalf, submitted a letter to LAFCO requesting that the Commission extend the interim operation period for an additional one-year period, to March 19, 2023, which letter is attached hereto and incorporated herein by reference; and

WHEREAS, the Executive Officer has prepared a staff report and recommendation concerning this request, attached hereto and incorporated herein by reference; and

WHEREAS, the staff report indicates that the County has shown good cause to warrant granting the requested extension, as documented in the letter provided by legal counsel to the County; and

WHEREAS, the County of Los Angeles has managed, operated, and maintained the Sativa Water System since October 31, 2018; both directly, and through its contractor, Suburban Water Systems, in an effective and responsible manner; and

WHEREAS, the County of Los Angeles anticipates a future sale of the Sativa Water System to Suburban Water Systems, subject to the approval of the State of California Public Utilities Commission (CPUC).

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, BE IT RESOLVED as follows:

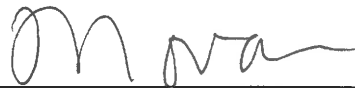
1. This resolution making determinations is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, California Government Code § 56000 *et seq.*
2. The Commission finds that the extension of the interim operation period is not a project for purposes of the California Environmental Quality Act (CEQA) because it is an organizational activity of government with no direct nor indirect effects on the physical environment, pursuant to § 15378(b) of the State CEQA Guidelines. In the alternative, the Commission finds that the identified activities are exempt from CEQA pursuant to State CEQA Guidelines § 15061, because it can be seen with certainty that there is no possibility of a significant effect on the environment.
3. The Commission hereby approves the request to extend the interim operation period for an additional one-year period, subject to the following terms and conditions:
 - a. This extension is valid from March 19, 2022 to March 19, 2023.

4. As allowed under Government Code § 56107, the Commission hereby authorizes the Executive Officer to make non-substantive corrections to this resolution to address any technical defect, error, irregularity, or omission.

PASSED AND ADOPTED this 12th day of January 2022.

MOTION: Barger SECOND: Finlay APPROVED: 7-0-0
AYES: Barger, Brogin-Falley (Alt. for Vacant), Finlay, McCallum, Mirisch, Mitchell, Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: Dear

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



PAUL A. NOVAK, AICP, Executive Officer