

Voting Members Jerry Gladbach Chair

Donald Dear 1st Vice-Chair

Gerald McCallum 2nd Vice-Chair

Kathryn Barger Margaret Finlay John Lee John Mirisch Holly Mitchell Francine Oschin

Alternate Members

Anthony Bell Michael Davitt David Lesser Mel Matthews Hilda Solis Vacant (City of Los Angeles)

<u>Staff</u> Paul Novak Executive Officer

Adriana Romo Deputy Executive Officer

Amber De La Torre Doug Dorado Adriana Flores Taylor Morris Alisha O'Brien

80 South Lake Avenue Suite 870 Pasadena, CA 91101 Phone: 626.204.6500 Fax: 626.204.6507

www.lalafco.org

LIVE VIRTUAL COMMISSION MEETING

LOCAL AGENCY FORMATION COMMISSION

Wednesday, June 8th, 2022 9:00 a.m.

This meeting will be conducted as a virtual meeting with telephone 1-415-655-0001 (Access Code: 2594 554 6643) and web access (https://lacountyboardofsupervisors.webex.com/lacountyboardofsupe rvisors/onstage/g.php?MTID=e201482a0d26c06577e73b819e0a7e9df) 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".

FOR MEMBERS OF THE PUBLIC

TO LISTEN BY TELEPHONE AND PROVIDE PUBLIC COMMENT DIAL:

1-415-655-0001 Access Code: 2594 554 6643 (English)

OR TO LISTEN VIA WEB AND PROVIDE COMMENT: https://lacountyboardofsupervisors.webex.com/lacountyboardofsupervisors/onstag e/g.php?MTID=e201482a0d26c06577e73b819e0a7e9df

TO PROVIDE WRITTEN PUBLIC COMMENT: Any interested person may submit written opposition or comments by email at <u>info@lalafco.org</u> prior to the conclusion of the Commission Meeting or by mail to the LAFCO Office at 80 S. Lake Avenue, Suite 870, Pasadena, CA 91101, no later than 5:00 p.m. on the business day preceding the date set for hearing/proceedings in order to be deemed timely and to be considered by the Commission. Any written opposition and/or comments will be read during the meeting for a maximum of three (3) minutes per comment, per item.

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 <u>www.lalafco.org</u>

1. **CALL MEETING TO ORDER**

2. PLEDGE OF ALLEGIANCE WILL BE LED BY CHAIR GLADBACH

3. **DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)**

4. SWEARING-IN OF SPEAKER(S)

5. **PUBLIC COMMENT**

This is the opportunity for members of the public to address the Commission on any items, including those items that are on the posted agenda, provided that the subject matter is within the jurisdiction of the Commission. Public comments are limited to three minutes.

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 May 11, 2022
- b. Approve Operating Account Check Register for the month of May, 2022.
- c. Receive and file Update on Pending Proposals.
- d. Information Item(s) Government Code §§ 56751 & 56857 (None).

7. **PUBLIC HEARING(S)**

a. Exercise of New or Different Functions or Classes of Services No. 2022-04 for the Point Dume Community Services District and California Environment Quality Act (CEQA) exemption.

8. **PROTEST HEARING(S)**

a. None.

9. **OTHER ITEMS**

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

10. LEGISLATION

a. Legislative Update

11. MISCELLANEOUS CORRESPONDENCE

- a. Notice of Appointment LAFCO J.A. Mirisch, May 25, 2022.
- b. CALAFCO Quarterly Newsletter; May, 2022.
- c. CALAFCO Board Recruitment and Nomination Packet; June 1, 2022.

12. 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.

13. **EXECUTIVE OFFICER'S REPORT**

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

a. Verbal Update

14. **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 <u>three-minute</u> time limitation.

15. **FUTURE MEETINGS**

July 13, 2022 August 10, 2022 September 14, 2022

16. ADJOURNMENT



<u>Voting Members</u> Jerry Gladbach Chair

Donald Dear 1st Vice-Chair

Gerald McCallum 2nd Vice-Chair

Kathryn Barger Margaret Finlay John Lee John Mirisch Holly Mitchell Francine Oschin

Alternate Members Anthony Bell Michael Davitt David Lesser Mel Matthews Hilda Solis Vacant (City of Los Angeles)

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

May 11, 2022

Present:

Jerry Gladbach, Chair

Kathryn Barger John Lee Gerard McCallum John Mirisch Holly Mitchell Francine Oschin

Anthony Bell, Alternate Michael Davitt, Alternate David Lesser, Alternate Mel Matthews, Alternate

Paul Novak, Executive Officer Carole Suzuki, Legal Counsel

Absent:

Donald Dear Margaret Finlay

Hilda Solis, Alternate

Vacant:

City of Los Angeles, Alternate Member

1 CALL MEETING TO ORDER

The meeting was called to order at 8:32 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.

WELCOMING OF NEW COMMISSIONER

Chair Gladbach welcomed new Commissioner Francine Oschin as the Voting Member representing the San Fernando Valley, for a four-year term ending May of 2026.

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 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 members of the audience who planned to testify (None).

5 PUBLIC COMMENT

(None).

6 CONSENT ITEM(S)

The Commission took the following actions under Consent Items:

- a. Approved Minutes of April 13, 2022.
- b. Approved Operating Account Check Register for the month of April 2022.
- c. Received and filed update on Pending Proposals.
- d. Information Item(s) Government Code §§ 56751 & 56857. (None).
- e. Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, Approving and Ordering Annexation No. 432 to the County Sanitation District No. 14 of Los Angeles County; Resolution No. 2022-12RMD.
- f. Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, Approving and Ordering Annexation No. 1102 to the Santa Clarita Valley Sanitation District of Los Angeles County; Resolution No. 2022-13RMD.
- g. Authorized the Executive Officer to execute contract amendments, for a new term of three years, with the law firms of Best Best & Krieger, Nossaman LLP, and Sloane Sakai Yeung and Wong LLP.

MOTION:	McCallum	SECOND: Matthews	APPROVED: 8-0-0
AYES:	Barger, Davitt (A	Alt. for Finlay), Lee, McC	allum, Matthews (Alt. for Dear),
	Mirisch, Mitche	ll, Gladbach	
NOES:	None.		
ABSTAIN:	Oschin		
ABSENT:	Dear, Finlay		

7 PUBLIC HEARING(S)

The following item was called up for consideration:

a. Annexation No. 300 to the County Sanitation District No. 15 of Los Angeles County.

The EO summarized the staff report on this item.

The public hearing was opened to receive testimony on the annexation.

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

The Commission took the following action:

• Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, Approving and Ordering Annexation No. 300 to the County Sanitation District No. 15 of Los Angeles County; Resolution No. 2022-14RMD.

MOTION:	Barger	SECOND: McCallum	APPROVED: 9-0-0
AYES:	Barger, Da	vitt (Alt. for Finlay), Lee, McCallu	m, Matthews (Alt. for Dear),
	Mirisch, M	litchell, Oschin, Gladbach	
NOES:	None.		
ABSTAIN:	None		
ABSENT:	Dear, Finla	ıy	

8 PROTEST HEARING(S)

(None).

9 OTHER ITEMS

The following item was called for consideration:

a. Other Post-Employment Benefits Actuarial Study as of June 30, 2022.

The EO summarized the staff report on this item.

The Commission took the following action:

• Received and filed the "Local Agency Formation Commission for the County of Los Angeles Actuarial Study of Retiree Health Liabilities Under GASB 74/75, Valuation Date: June 30, 2021".

MOTION:	Barger	SECOND: Mitchell	APPROVED: 9-0-0
AYES:	Barger, I	Davitt (Alt. for Finlay), Lee, McCallu	um, Matthews (Alt. for Dear),
	Mirisch,	Mitchell, Oschin, Gladbach	
NOES:	None.		
ABSTAIN:	None		
ABSENT:	Dear, Fin	lay	

9 OTHER ITEMS

The following item was called for consideration:

b. California Employees Retiree Benefit Trust (CERBT) Fund Transfer.

The EO summarized the staff report on this item.

The Commission took the following action:

• Directed staff to transfer \$200,000 to the California Employee Retirement Benefits Trust (CERBT) fund in the current fiscal year, FY 2021-22.

MOTION:	Matthews (Alt. for Dear) S	ECOND: Barger	APPROVED: 9-0-0
AYES:	Barger, Davitt (Alt. for Finlay)	, Lee, McCallum, Mat	thews (Alt. for Dear),
	Mirisch, Mitchell, Oschin, Glad	dbach	
NOES:	None.		
ABSTAIN:	None		
ABSENT:	Dear, Finlay		

9 OTHER ITEMS

The following item was called for consideration:

c. Outside Employment Request of Executive Officer.

The EO summarized the staff report on this item.

The Commission took the following action:

• Authorized the Executive Officer to accept outside employment from the University of California Davis Extension ("Planning and Regulating the Boundaries and Service Territories of Cities and Special Districts in California") on September 23, 2022.

MOTION:	Mirisch	SECOND: Barger	APPROVED: 9-0-0
AYES:	Barger, Davitt	(Alt. for Finlay), Lee, Mc	Callum, Matthews (Alt. for Dear),
	Mirisch, Mitch	ell, Oschin, Gladbach	
NOES:	None.		
ABSTAIN:	None		
ABSENT:	Dear, Finlay		

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 after posting the Agenda, the Assembly Local Government Committee, at

its May 4th meeting, approved AB 1944, AB 2449, and AB 2957.

The Commission took the following action:

• Received and filed the Legislative Update.

MOTION:	Barger	SECOND: McCallum	APPROVED: 9-0-0
AYES:	Barger, Davitt	(Alt. for Finlay), Lee, McCal	lum, Matthews (Alt. for Dear),
	Mirisch, Mitch	ell, Oschin, Gladbach	
NOES:	None.		34
ABSTAIN:	None		
ABSENT:	Dear, Finlay		

11 MISCELLANEOUS CORRESPONDENCE

- a. Memorandum of April 27, 2022 from Bill Kruse concerning the Independent Special District Selection Committee's appointment of Jerry Gladbach (Independent Special District Voting Member) and Mel Matthews (Independent Special District Alternate Member) to additional four-year terms on the Commission, which will end in May of 2026.
- 12 COMMISSIONERS' REPORT

(None).

13 EXECUTIVE OFFICER'S REPORT

a. Verbal Update.

The EO summarized the Written Update.

The Commission took the following actions:

- Received and filed the Executive Officer's Verbal Update; and
- Directed the Executive Officer to schedule the June 8th meeting as a virtual meeting.

MOTION:	Matthews (Alt. for Dear) SECOND: Barger APPROVED: 9-0-0
AYES:	Barger, Davitt (Alt. for Finlay), Lee, McCallum, Matthews (Alt. for Dear),
	Mirisch, Mitchell, Oschin, Gladbach
NOES:	None.
ABSTAIN:	None
ABSENT:	Dear, Finlay

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14 PUBLIC COMMENT

(None).

15 FUTURE MEETINGS

June 8, 2022 July 13, 2022 August 10, 2022

15 ADJOURNMENT MOTION

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Chair Gladbach adjourned the live virtual meeting at 8:53 a.m.

Respectfully submitted,

Paul Novak, AICP Executive Officer

L: minutes 2022\05-11-2022

37

11:21 AM

05/26/22

Cash Basis

LA LAFCO Register Report May 2022

Name

Paid Amount

Туре	
May 22	
Bill Pmt -Check	05/
Check	05/
Bill Pmt -Check	05/
Check	05/

0

Date

Num

May 22					
Bill Pmt -Check	05/02/2022		TRPF 80 South Lak	0.00	0.00
Check	05/04/2022	WIRE	TRPF 80 South Lak	-9,074.72	-9,074.72
Bill Pmt -Check	05/05/2022	11290	TTR Shipping	-509.00	-9,583.72
Check	05/06/2022	ADP	ADP	-182.95	-9,766.67
Bill Pmt -Check	05/12/2022	11291	Certified Records M	-968.61	-10,735.28
Bill Pmt -Check	05/12/2022	11292	Charter Communica	-434.58	-11,169.86
Bill Pmt -Check	05/12/2022	11293	CTS Clouds LLC	-1,265.00	-12,434.86
Bill Pmt -Check	05/12/2022	11294	Daily Journal	-180.20	-12,615.06
Bill Pmt -Check	05/12/2022	11295	Juan Carlos Galvan	-450.00	-13,065.06
Bill Pmt -Check	05/12/2022	11296	LACERA-OPEB	-1,696.07	-14,761.13
Bill Pmt -Check	05/12/2022	11297	Office Depot*	-85.81	-14,846.94
Bill Pmt -Check	05/12/2022	11298	Promac Image Syst	-84.22	-14,931.16
Bill Pmt -Check	05/12/2022	11299	Yvonne Green CPA	-275.00	-15,206.16
Bill Pmt -Check	05/12/2022	11300	Wells Fargo	-385.89	-15,592.05
Check	05/13/2022	DD	Federal Tax Deposit	~6,264.49	-21,856.54
Check	05/13/2022	DD	State Income Tax	-1,798.09	-23,654.63
Check	05/13/2022	DD	Ambar De La Torre	-2,452.66	-26,107.29
Check	05/13/2022	DD	Douglass S Dorado	-3,410.49	-29,517.78
Check	05/13/2022	DD	Adriana L Flores	-1,335.28	-30,853.06
Check	05/13/2022	DD	Taylor J Morris	-2,338.98	-33,192.04
Check	05/13/2022	DD	Paul A Novak	-5,672.30	-38,864.34
Check	05/13/2022	DD	Alisha O'Brien	-2,560.46	-41,424.80
Check	05/13/2022	DD	Adriana Romo	-3,761.44	-45,186.24
Bill Pmt -Check	05/26/2022	11302	Amazon Capital Ser	-153.06	-45,339.30
Bill Pmt -Check	05/26/2022	11303	ATT	-299.16	-45,638.46
Bill Pmt -Check	05/26/2022	11304	Canon Financial Ser	-295.06	-45,933.52
Bill Pmt -Check	05/26/2022	11305	FedEx	-120.57	-46,054.09
Bill Pmt -Check	05/26/2022	11306	LACERA	-18,596.03	-64,650.12
Bill Pmt -Check	05/26/2022	11307	Motor Parks	-630.00	-65,280.12
Bill Pmt -Check	05/26/2022	11308	Print Master	-139.53	-65,419.65
Bill Pmt -Check	05/26/2022	11309	Quadient Finance U	-200.00	-65,619.65
Bill Pmt -Check	05/26/2022	11310	The Lincoln National	-270.96	-65,890.61
Check	05/26/2022	11301	Amazon Capital Ser	0.00	-65,890.61
Bill Pmt -Check	05/26/2022	11311	FedEx	-72.22	-65,962.83
Check	05/27/2022	63193	Kathryn Barger	-133.00	-66,095.83
Check	05/27/2022	63193	Edward G Gladbach	-138.52	-66,234.35
Check	05/27/2022	DD	Anthony E Bell	-138.53	-66,372.88
Check	05/27/2022	DD	Michael T Davitt	-138.52	-66,511.40
Check	05/27/2022	DD	John S Lee	-138.53	-66,649.93
Check	05/27/2022	DD	David J Lesser	-138.52	-66,788.45
Check	05/27/2022	DD	Melvin L Matthews	-138.52	-66,926.97
Check	05/27/2022	DD	Gerard McCallum II	-138.52	-67,065.49
Check	05/27/2022	DD	John A Mirisch	-138.52	-67,204.01
Check	05/27/2022	DD	Holly J Mitchell	-124.88	-67,328.89
Check	05/27/2022	DD	Francine Oschin	-138.52	-67,467.41
Check	05/27/2022	DD	Federal Tax Deposit	-233.92	-67,701.33
Check	05/27/2022	DD	Federal Tax Deposit	-6,368.90	-74,070.23
Check	05/27/2022	DD	State Income Tax	-1,820.61 -2,452.66	-75,890.84 -78,343.50
Check	05/27/2022	DD	Ambar De La Torre		-81,753.99
Check	05/27/2022	DD	Douglass S Dorado	-3,410.49	
Check	05/27/2022	DD	Adriana L Flores	-1,620.08 -2,338.98	-83,374.07 -85,713.05
Check	05/27/2022	DD	Taylor J Morris	-2,338.98 -5,672.29	-91,385.34
Check	05/27/2022	DD	Paul A Novak	-3,672.29	-93,945.81
Check	05/27/2022	DD	Alisha O'Brien	-2,560.47 -3,761.45	-97,707.26
Check	05/27/2022	DD	Adriana Romo	-3,701.45	-57,101.20
May 22				-97,707.26	-97,707.26

Balance

			PEND	PENDING PROPOSALS As of May 24, 2022			
		LAFCO Designation Number	Applicant	Description	Status	Date Filed	Est. Date of Completion
-	Q	Annexation 2006-12 to Los Angeles County Waterworks District No. 40, Antelope Valley	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 application. dated 1-30-13 waterwor stopped working on TTF water commitment. Ems applicant 2-6-22	5/16/2006	Unknown
7	Q	Annexation No. 2006-46 to Los Angeles County Waterworks District No. 40, Antelope Valley	Los Angeles County Waterworks District No. 40, Antelope Valley	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.		10/5/2006	Unknown
3	Q	Annexation No. 2011-17 (2006-50) to Los Angeles County Waterworks District No. 40, Antelope Valley	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 application. Email dated 1-30-13 waterworks stopped working on TTR, no water commitment. Emailed applicant 2-6-24	12/1/2006	Unknown
4	DD	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.	Application complete, missing BOE fees to place on agenda for approval. Emailed district for fees on 4-18-17	9/22/2008	Unknown
2J	6	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. EIR on hold 4-14-15. Applicant requested to keep this file open, the pending details how to proceed with the project 04/29/15.	6/9/2010	Unknown
g	8	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. Need to include DUC.	10/25/2010	Пикпомп
7	8	Reorganization No. 2014-03 to the City of Calabasas	City of Calabasas	$176\pm$ 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 and approved map and legal.	12/10/2014	Unknown
œ	8	Annexation No. 2015-10 to the City of Agoura Hills	F City of Agoura Hills	117 acres uninhabited territory. Located northeast and southwest of Chesebro Road directly north of the Highway 101	Notice of Filing sent 11-3-15 Incomplete filing: property tax transfer resolution.	11/2/2015	Unknown
თ	8	Reorganization No. 2016-01 to the Las Virgenes Municipal Water District	s Las Virgenes Municipal Water District	Detachment from West Basin Municipal Water District, and annexation to the Las Virgenes Municipal Water District. Both districts require SOI amendments. The territory consists of 26 single-family homes, generally located south of Cairnloch Street, west of Summit Mountain Way. all within the City of Calabasas.	>	2/22/2016	Циклоwn
10	8	Annexation No. 2017-09 to the Wilmington Cemetery District	Wilmington Cemetery District	inhabited territory around Wilmington	Notice of Filing sent 6-10-17 Incomplete filing: property tax transfer resolution	7/10/2017	Unknown

		LAFCO Designation Number	Applicant	Description	Status	Date Filed	Est. Date of Completion
÷	G	Annexation No. 2018-12 to the City of Agoura Hills	City of Agoura Hills	82.58± acres of inhabited territory to the City of Agoura Hills. Area A of the affected territory is generally located east of the intersection of Liberty Canyon Road and Agoura Road and Area C is generally located west of the intersection of Liberty Canyon Road and Revere Way, in Los Angeles County unincorporated territory adjacent to the City of Agoura Hills		11/19/2018	Unknown
12	8	Reorganization No. 2019-01 to the City of Rancho Palos Verdes	Rajendra Makan	1.17± acres of uninhabited territory located along Re Le Chardlene, east of the intersection of Chandeleur and Rue Le Charlene, in the City of Los Angeles.	Notice of Filing Sent 5-14-19 Incomplete filing: property tax transfer resolution and approved map and legal.	5/14/2019	Unknown
13	8	Formation No. 2019-06 of the Lower Los Angeles River Recreation and Park District	City of South Gate	inhabited territory, along the Los Angeles River between Vernon and Long Beach	TTR/Auditors determination, plan for services, and approved map and geographic description.	10/2/2019	Unknown
14	8	Reorganization No. 2020-01 to the City of Santa Clarita (Tesoro del Valle)	City of Santa Clarita	1609± acres of inhabited territory. The affected territory is generally located north of the intersection of Copper Hill Drive and Avenida Rancho Tesoro, in the Unincorporated area of Los Angeles County adjacent to the City of Santa Clarita.	Notice of Filing sent 02-18-20 Incomplete filing: property tax transfer resolution, approved map and legal. Reorg area within DUC.	1/27/2020	Unknown
15	AD	Annexation 300 to District no. 15	Los Angeles County Sanitation Districts	9.573± acres of uninhabited territory. The affected territory is located on Palm Hill Lane approximately 500 feet north of Deodar Lane, all within the City of Bradbury.	Agenda, May 11, 2022	10/5/2020	Jun-2022
16	PD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1098	Los Angeles County Sanitation Districts	0.49 acres of uninhabited territory. The affected territory is located on Sierra Highway approximately 300 feet south of Arline Street, all within Unincorporated Los Angeles County.	Agenda, April 13, 2022	6/9/2021	May-2022
17		Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1102	Los Angeles County Sanitation Districts	3.83 acres of uninhabited territory. The affected territory is located on the northwest corner of Ruether Avenue and Santa Clara Street, all within the City of Santa Clarita.	Agenda, May 11, 2022	6/9/2021	Jun-2022
18	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1103	Los Angeles County Sanitation Districts	a _	Agenda, April 13, 2022	6/9/2021	May-2022
19	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1104	Los Angeles County Sanitation Districts	4.53 acres of uninhabited territory. The affected territory has 2 parcels. Parcel 1 is located on the west side of Sand Canyon at Sky Ranch Road; Parcel 2 is located on the west side of Sand Canyon Road at Warmuth Road, all within the City of Santa Clarita.	Agenda, April 13, 2022	6/9/2021	May-2022
20	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1105	Los Angeles County Sanitation Districts	16.81 acres of uninhabited territory. The affected territory is located on Lowridge Place west of Willowtree Court, all within Unincorporated Los Angeles County.	Agenda, April 13, 2022	6/9/2021	May-2022
21	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1106	Los Angeles County Sanitation Districts	1.38 acres of uninhabited territory. The affected territory is located on the south side of Placeritos Boulevard approximately 700 feet east of Aden Avenue, all within the City of Santa Clarita.	Agenda, April 13, 2022	6/9/2021	May-2022
22	AD	Annexation 432 to District no. 14	Los Angeles County Sanitation Districts	1.253 acres of uninhabited territory. The affected territory is located on the west side of 45th Street West approximately 200 feet south of Avenue K-12, all within the Unincorporated Los Angeles County.	Agenda, May 11, 2022	6/21/2021	Jun-2022

		LAFCO Designation Number	Applicant	Description	Status	Date Filed	Est. Date of Completion
53	8	Annexation No. 2021-02 to the Los Angeles County Wataerworks District No. 40, Antelope Valley	Andrew J Eliopulous	annex 6.58± acres of vacant land to Los Angeles County Watenworks District No 40 for retail water services. The affected territory is located north of Eliopulos Ranch Drive between Yianni Court and Marina Court, in the City of Palmdale	Notice of Filing Sent 6-30-21 Incomplete Filing: TTR, CEQA, and approved map and geographic description	6/1/2021	Unknown
24	PD	Annexation 764 to District no. 21	Los Angeles County Sanitation Districts	0.994 acres of uninhabited territory. The affected territory is located on the south side of Baseline Road approximately 120 feet southwest of Silver Tree Road, all within the City of Claremont.	Agenda, April 13, 2022	8/5/2021	May-2022
25	AOB	Annexation No. 2021-08 to the Los Angeles County Waterworks District No. 40, Antelope Valley	KB Home Greater Los Angeles, Inc.	9.29 acres of uninhabited territory. The affected territory is located at the northeast corner of 65th Street West and Newgrove Street, all within the City of Lancaster.	Notice of Filing Sent 9-7-21 Incomplete filing: property tax transfer resolution.	8/30/2021	Unknown
26	g	Formation No. 2019-04 of the Acton/Agua Dulce Garbage Disposal County of Los Angeles District	County of Los Angeles	150,982 acres of inhabited territory. The affected territory is located in the unincorporated county area of Acton and Agua Dulce	Notice of Filing sent 9-29-21 TTR/Auditors determination, plan for services, and approved map and geographic description.	9/14/2021	Unknown
27	g	Formation No. 2019-05 East Antelope Valley Garbage Disposal District	County of Los Angeles	459,925 acres of inhabited territory. The affected territory is located in the unincorporated county area of the Antelope Valley, east of state route 14.	Notice of Filing sent 9-29-21 TTR/Auditors determination, plan for services, and approved map and geographic description.	9/14/2021	Unknown
28	8	Formation No. 2019-06 of the West Antelope Valley Garbage Disposal District	County of Los Angeles	293,394 acres of inhabited territory. The affected territory is located in the unincorporated county area of the Antelope Valley, west of state route 14.	Notice of Filing sent 9-29-21 TTR/Auditors determination, plan for services, and approved map and geographic description.	9/14/2021	Unknown
29	8	Formation No. 2021-07 of the Quartz Hill Garbage Disposal District	County of Los Angeles		Notice of Filing sent 9-29-21 TTR/Auditors determination, plan for services, and approved map and geographic description.	9/14/2021	Unknown
30	AD	Annexation 433 to District no. 14	Los Angeles County Sanitation Districts	81 Acres of uninhabited territory. The affected territory is located on 40th street East approximately 800 feet south of Avenue L, all within the City of Palmdale.	Notice of Filing Sent 11-4-21 Incomplete filing: property tax transfer resolution.	11/4/2021	Unknown
31	AOB	Reorganization No. 2021-03 for the Artesia Cemetery District, the Downey Cemetery District, and the Little Lake Cemetery District	Artesia Cemetery District, and behalf of Downey Cemetery District and Little Lake Cemetery District	Reorganization of territory located within Cities of Bell Gardens, Bellflower, Cerritos, Downey, La Mirada, Lakewood, Paramount, Santa Fe Springs, South Gate; and Los Angeles County unincorporated territory (South Whittier).	Notice of Filing Sent 12-22-21 Incomplete filing: property tax transfer resolution.	12/20/2021	Unknown
32	G	Annexation No. 2021-10 to the City of Bradbury	City of Bradbury	.66± acres of uninhabited territory. The affected territory is located along Royal Oaks Drive North between Braewood Drive and Woodlyn Lane, adjacent to the City of Bradbury.	Notice of Filing sent 12-06-21 Incomplete Filing: property tax transfer resolution, limiting addresses map and list, and approved map and geographic description	11/29/2021	Unknown
33	8	Annexation No. 2021-09 to the City of Whittier	City of Whittier	58± acres of inhabited territory. The affected territory is located along Whittier Blvd. between interstate 605 and Sorensen Ave, adjacent to the City of Whittier.	Notice of Filing sent 12-22-21 Incomplete Filing: property tax transfer resolution, limiting addresses map and list, and approved map and geographic description	12/13/2021	Unknown

		LAFCO Designation Number	Applicant	Description	Status	Date Filed	Est. Date of Completion
34	8	Reorganization No. 2019-04 to the City of La Verne	Saint George Properties, LLC	19.44± acres of uninhabited territory. The affected territory is located north of Baseline Road and Japonica Avenue, adjacent to the City of La Verne.	Notice of Filing sent 12-22-21 Incomplete Filing: reorg fees, property tax transfer resolution, limiting addresses map and list, LLC documents, pre-zoning, and approved map and geographic description	12/21/2021	Unknown
35	G	Reorganization No. 2021-11 to the City of Los Angeles	Television City Studios, LLC	Television City Studios,	Application can't start, waiting for a sufficient map and geographic description to be submitted.	12/29/2021	Unknown
36	AOB	Annexation No. 2022-01 to the Los Angeles County Waterworks District No. 40, Antelope Valley	Royal Investors, LLC	30± acres of uninhabited territory. The affected territory is generally located at northwest corner of 40th Street East and Lancaster Boulevard, within the City of Lancaster.	Notice of Filing Sent 02-01-22 Incomplete filing: property tax transfer resolution, approved map and geographic description	1/20/2022	Unknown
37	AOB	Exercise of New or Different Functions or Classes of Services No. 2022-04 for the Point Dume Community Services District	Point Dume Community Services District	The affected territory is generally located north of the Pacific Ocean, south of Pacific Coast Highway (State Route 1), south and east of the Point Dume Club of Malibu Home Park and Zuma Bay Villas, and west of the Paradise Cove Mobile Home Park, all within the City of Malibu.	Agenda, June 8, 2022	4/6/2022	Jul-2022
38	AD	Annexation 434 to District no. 14	Los Angeles County Sanitation Districts	40.26 acres of uninhabited territory. The affected territory is located on the southwest corner of 20th Street West and Avenue D, all within Unincorporated Los Angeles County.		5/16/2022	Unknown
39	AD	Annexation 102 to District no. 20	Los Angeles County Sanitation Districts	2.56 acres of uninhabited territory. The affected territory is located on the south side of Avenue L approximately 400 feet east of 60th Street East, all within the City of Palmdale.	Notice of Filing Sent 05-17-22 Incomplete filing: property tax transfer resolution.	5/17/2022	Unknown
40	AD	Annexation 763 to District no. 21	Los Angeles County Sanitation Districts	0.44 acres of uninhabited territory. The affected territory is located on the east side of Mountain Avenue approximately 100 feet south of Sage Street, all within unincorporated Los Angeles County.	Notice of Filing Sent 05-17-22 Incomplete filing: property tax transfer resolution.	5/18/2022	Unknown
41	AD	Annexation 766 to District no. 21	Los Angeles County Sanitation Districts	2.75 acres of uninhabited territory. The affected territory is located on the southwest corner of San Jose Hills Road and Atterbury Drive, all within the City of Walnut.	Notice of Filing Sent 05-17-22 Incomplete filing: property tax transfer resolution.	5/19/2022	Unknown
42	AD	Santa Clarita Valley Sanitation District of Los Angeles County Annexation 1109	Los Angeles County Sanitation Districts	 acres of uninhabited territory. The affected territiory is located on Sloan Canyon Road approximately 350 feet north of Meadow Grass Drive, all within Unincorporated Los Angeles County. 	Notice of Filing Sent 05-17-22 Incomplete filing: property tax transfer resolution.	5/20/2022	Unknown

Staff Report

June 8, 2022

Agenda Item No. 7.a.

Exercise of New or Different Functions or Classes of Services No. 2022-04 for the Point Dume Community Services District

This is a proposal from the Point Dume Community Services District ("PDCSD" or "District") to exercise new or different functions or classes of services (formerly known as "activation of latent powers") to provide fire emergency response services and emergency broadband services within the boundaries of the District. New or different functions or classes of services are those powers authorized by the principal act under which the District was formed, but are not currently exercised by the District.

Commission Authority: Commission proceedings for the exercise of new or different functions or classes of services within a special district are subject to the provisions of the Cortese-Knox-Hertzberg Local Government Reorganization Act (Government Code § 56000 *et seq.*, or "Act") including Government Code § 56824.10 *et seq.* The Commission is authorized, pursuant to Government Code § 56824.14, following a public hearing, to review and approve a proposal to exercise new or different functions or classes of services. The Commission is not authorized to approve such a proposal without a determination that the special district will have sufficient revenues to perform the new or different functions or classes of services.

Location: The Point Dume Community Services District is located in the City of Malibu, within a coastal community known as Point Dume. The PDCSD's jurisdictional boundaries are generally located north of the Pacific Ocean, south of Pacific Coast Highway (State Route 1), south and east of the Point Dume Club of Malibu Mobile Home Park and Zuma Bay Villas, and west of the Paradise Cove Mobile Home Park. The topography of the PDCSD consists of hillside bluffs and canyons.

Purpose/Background: In the early 1980s, and due to declining enrollment, the Santa Monica-Malibu Unified School District (SMMUSD) declared the Point Dume Elementary School as a surplus school. The school was closed, and vandalism occurred. Since there were few existing park and recreation programs in the area, a group of concerned citizens petitioned LAFCO (by registered voter petition) to form a community services district.

The Commission approved the formation of the Point Dume Community Services District on August 26, 1985. The PDCSD was formed for the sole purpose of operating a community center at the Point Dume Elementary School for use as a meeting facility for senior citizen activities, Scout activities, arts and crafts, and recreation programs.

In 2011, and due to increasing enrollment, the SMMUSD determined that it wanted to reopen a school, now known as the Malibu Elementary School, on the former Point Dume Elementary School property. Given this development, the SMMUSD terminated its lease with the PDCSD.

Because the PDCSD no longer had a property from which to provide park and recreation services, the PDCSD ceased providing any services whatsoever. Since 2012, the PDCSD has not provided any significant services to the residents of the PDCSD.

On July 14, 2021, the Commission adopted a Municipal Service Review (MSR) for the Point Dume Community Services District (MSR No. 2021-01). Although staff recommended that the Commission initiate a dissolution of the Point Dume Community Services District, the Commission directed the PDCSD to file a proposal which clarified existing services it currently provides, and to request Commission approval to exercise new or different functions or classes of services by January 1, 2022; and the Commission directed staff to work with and support PDCSD representatives in this effort.

On April 6, 2022, staff of the Point Dume Community Services District filed this proposal for the District.

Sphere of Influence: Because the PDCSD has a Coterminous Sphere of Influence (SOI) boundary, the affected territory is within the District's SOI.

District Application and Notice: Pursuant to Government Code § 56824.10, a special district can initiate a proposal to exercise new or different functions or classes of services by adopting a resolution of application. On May 23, 2022, the District's Board of Directors adopted a Resolution of Application to provide additional functions and services for the District. The District's resolution of application is on file with the Commission, and it conforms to the requirements of Government Code § 56824.10.

Government Code § 56654 requires that the District consider the resolution of application to initiate a proposal to exercise new or different functions or classes of services at a public hearing with adequate notice provided at least 21 days in advance.

Other Applicable Statutes: The requirements for a proposal to exercise new or different functions or classes of services are found in Government Code §§56653 (Plan for Providing Services), 56668 (Factors to be Considered in Review of a Proposal), 56700 (Proposal for a Change or Organization or a Reorganization), and 56824.12 (Proposal to Provide New or Different Functions or Class of Services).

<u>Requirements for Plan for Services to be submitted with Proposal pursuant to Government</u> <u>Code § 56653.</u> The District has submitted a Plan for Services with its application which must include the following information, pursuant to the provisions of Government Code § 56653:

• <u>56653 (b)(1): An enumeration and description of the services to be extended to the affected territory:</u>

The PDCSD proposes to provide fire protection services pursuant to Government Code § 61100, which allows a community service district to:

(d) Provide fire protection services, rescue services, hazardous material emergency response services, and ambulance services in the same manner as a fire protection district, formed pursuant to the Fire Protection District Law, Part 2.7 (commencing with Section 13800) of Division 12 of the Health and Safety Code.

The fire protection services proposed by the PDCSD in their Plan for Services is to provide residents with information about the purpose, location, and use of fire hydrant boxes.

Staff notes that LAFCO can only grant authority to a district to perform a service which is identified in the list of authorized powers in the district's principal act. In this case, the proposed service most closely aligns with those services in Government Code § 61100(d). As noted in the Plan for Services, and "[w]ith respect to the proposed service, the PDCSD is not a Fire Department, will not act as a Fire Department, and it will not provide the same services as a Fire Department." Staff has, therefore constrained this broader authority (to provide fire protection services) to the specific service proposed (dispensing public information about fire hydrant boxes) in the terms and conditions in the draft Resolution Making Determinations.

The PDCSD also proposes to provide emergency broadband services pursuant to Government Code § 61100(af), which allows a community service district to:

(af) Construct, own, improve, maintain, and operate broadband facilities and provide broadband services. For purposes of this section, broadband has the same meaning as in subdivision (a) of Section 5830 of the Public Utilities Code. A district shall comply with Article 12 (commencing with Section 53167) of Chapter 1 of Part 1 of Division 2 of Title 5 when providing broadband services pursuant to this subdivision. If the district later determines that a private person or entity is ready, willing, and able to acquire, construct, improve, maintain, and operate broadband facilities and to provide broadband services, and to sell those services at a comparable cost and quality of service as provided by the district, the district may do one of the following: (1) Diligently transfer its title, ownership, maintenance, control, and operation of those broadband facilities and services at a fair market value to that private person or entity. (2) Lease the operation of those broadband facilities at a fair market value to that private person or entity.

The PDCSD proposes to utilize a Federal Communication Commission (FCC) license to provide emergency communication services.

The PDCSD <u>currently provides the following services</u> pursuant to Government Code §§ 61100(e), (f), and (s):

(e) Acquire, construct, improve, maintain, and operate recreation facilities, including, but not limited to, parks and open space, in the same manner as a

recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(f) Organize, promote, conduct, and advertise programs of community recreation, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(s) Acquire, construct, improve, maintain, and operate community facilities, including, but not limited to, community centers, libraries, theaters, museums, cultural facilities, and childcare facilities.

• <u>56653(b)(2): The level and range of those services</u>: The PDCSD proposes to obtain an FCC license for a two-way radio communications system. The PDCSD will also provide a handheld radio for each household in the District. The PDCSD will provide training to the residents on the use of the system and radios.

The proposed broadband communication system will enable all residents in the District to communicate with each other during a power outage or other emergency, completely independent of all other communications infrastructure. This system can provide residents with all types of critical information, including evacuation routes, evacuation orders, safety and situational awareness matters, or the availability of incoming supplies. This system will provide residents with direct access to others if they need assistance.

As noted in the District's application:

"It is not the intention of the PDCSD to in any way encourage residents to remain if an evacuation order is in effect. But some residents did not even know such an order had been issued during the 2018 Woolsey Fire. This system provides another channel to get that information out to all residents.

"Similar systems have successfully been set up by a PDCSD board member for Malibu Community Emergency Response Team (CERT) and the City of Malibu, and the Big Rock and Corral Canyon Neighborhoods. Malibu CERT and the City of Malibu have over 90 radios in use. The Corral Canyon system has provided well over 300 radios to its residents. All of these systems were used during the 2021 Thanksgiving Public Safety Power Shutoff (PSPS), and provided their users with emergency communications.

"The PDCSD proposes to utilize a satellite internet provider and provide at least one outdoor wireless access point in a location accessible to the public. This system will enable residents to send and receive texts, emails, and provide general internet access, including applications such as Skype. This can provide a critical contact resource for medical emergencies and information pertaining to safety and situational awareness, when no other forms of communications are available. This system is not intended for high capacity uses such as multiple simultaneous video streaming. According to the application, this service would only be used during emergencies, and it is not intended to compete with any existing broadband or other service providers.

"In its most basic form, this system would function similarly to a typical Wi-Fi hotspot and would provide internet access to typically 10-30 simultaneous users, 24 hours a day, during a power or communications outage. The system can be expanded to cover multiple sites and more users. Other than during tests, the system will remain dormant until a power or communications outage, at which time it will automatically begin operation.

"It is important for residents to know that the system exists and how to use it. To this end, residents will be provided with educational materials on how to access this service. The system can be tested quarterly, or as needed, with residents' participation, to ensure both functionality and familiarity of use.

"The PDCSD also intends to explore and possibly emplace other communications and emergency alerting options for residents of the District. The PDCSD may test the viability of a pager type alerting network that would function with the proposed FCC licensed radio system. The PDCSD may also test a public address system with public address loudspeakers mounted in one or more locations in the District, with the ability to remotely address those speakers in real time and/or with a looped recording, via the proposed FCC licensed radio system. This system may be used to alert District residents of a fire, mandatory evacuation order, or other significant safety related issues."

Staff notes that a proposed condition of approval (4.d. in the draft Resolution Making Determinations) would require the District to obtain all required permits, licenses, authorizations, and approvals required from all Federal, State, and local agencies (such as the FCC and the State of California Public Utilities Commission).

With respect to fire hydrant boxes, and as noted in the Plan for Services:

"The PDCSD proposes to provide information to the residents about equipped boxes (containing a fire hydrant wrench and fire hoses) proximate to existing fire hydrants in the District. Having identified all fire hydrants in the District, the District plans to identify the optimum number and location of hydrant boxes.

"The PDCSD does not intend to train personnel or residents to properly uses this equipment. This equipment is intended to support and be used by professionally trained fire-fighting personnel. For field hydrants, the PDCSD would play solely an informational role, providing residents with information about the purpose and use of fire hydrant boxes."

According to District representatives, and during the Woolsey Fire, there were instances in which trained firefighting personnel were at or near hydrants, but lacked essential support equipment to access the hydrants. The District plans to identify the best locations for fire hydrant boxes and convey that information to residents. Over time, the District will work with those residents nearest the ideal fire hydrant box locations; ultimately, it is the individual residents (those who most stand to benefit) who would bear the responsibility for acquiring and installing the fire hydrant boxes nearest their homes. Staff notes that the proposed "hybrid" approach will empower District representatives to facilitate the addition of new fire hydrant boxes, while concurrently minimizing the District's costs.

- <u>56653(b)(3)</u>: An indication of when those services can feasibly be extended to the <u>affected territory</u>: Portions of the broadband services are already in place, and funding for the first fire hydrant box has been obtained. Additional program components will be extended in the affected territory as additional resources are secured (through donations, fundraising, and grant requests).
- <u>56653(b)(4):</u> An indication of any improvement or upgrading of structures, roads, sewer or water facilities, or other condition the local agency would impose or require within the affected territory if the activation of latent powers is completed. No upgrades to these traditional sewer, road, or water facilities are required by the proposal. In addition to the traditional fire suppression services provided by the Consolidated Fire Protection District of Los Angeles County (CFPD), the proposed services will enhance fire and life safety for Point Dume residents.
- <u>56653(b)(5): Information with respect to how those services will be financed:</u> The District's Plan for Services notes:

"Through private donations by District residents, funding has already been secured for a ten-year FCC license for the PDCS; equipment purchase, installation, satellite internet service, solar and battery backup; operational costs for the first year of operation; and 100 radios to be given to residents.

"Sufficient equipment and technical expertise to test both the paging and public address alerting services are available to the PDCSD at no cost. Pending successful implementation of the proposed FCC licensed radio system, the PDCSD may seek additional sources of funding (e.g., donations from District residents, foundations, and State/Federal agencies) to further test and implement these and/or similar systems that provide emergency alerting services to residents of the District.

"Through private donations by District residents, tentative financing has already been secured for one hydrant box. Individual residents would bear the cost of additional fire hydrant boxes. Cost to the PDCSD of field hydrants is minimal, as the cost of installation and equipment is borne by individual residents."

Staff notes that District representatives have documented assets of approximately \$10,000 in the District's bank accounts; a written commitment from the Malibu Foundation to provide additional services; and a revitalized effort to secure donations from Point Dume residents and the broader Malibu community. Finally, the authorization of the proposed services herein affords the District with opportunities to apply for Federal and State grants relative to public education associated with fire prevention.

Factors to be Considered in Review of a Proposal pursuant to Government Code § 56668:

- <u>56668(a): Population:</u> The proposal requests authorization to provide additional services within the District's existing boundaries. The District is in a largely built-out, suburban community of single-family homes, and no new development is proposed. The proposal will have no impact upon the current population, future population, population density, size of the affected territory, assessed valuation of the territory, natural boundaries, and existing drainage basins on or near the affected territory, the future growth rate of the affected territory, nor the future growth rate of adjacent territories during the next ten (10) years.
- <u>56668(b)</u>: <u>Governmental Services and Controls</u>: The affected territory is primarily composed of single-family homes which require organized governmental services. The present cost and adequacy of government services and controls in the area is acceptable.
- <u>56668(c): Proposed Action and Alternate Actions.</u> The proposal requests authorization to provide additional services within the District's existing boundaries. The only alternative to the proposal is for other service providers (Los Angeles County and the City of Malibu) to continue to provide services without any cooperation, partnership, or participation from the District.
- <u>56668(d): Conformity with Commission Policies on Urban Development and Open</u> <u>Space Conversion Policies:</u> 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 to the objectives in Government Code §§ 56377(a) and 56377(b).
- <u>56668(e): Agricultural lands:</u> 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).

- <u>56668(f): Boundaries:</u> The proposed action will not make any changes in the District's existing jurisdictional boundary, which is on file with the Commission. As a special district action, the proposal has no impact on existing city-county boundaries, nor does it create islands or corridors of unincorporated territory.
- <u>56668(g)</u>: <u>Consistency with Regional Transportation Plan</u>: The proposal has no significant impact upon, and is therefore consistent with, the Regional Transportation Plan.
- <u>56668(h): Consistency with Plans:</u> The proposal requests authorization to provide additional services within the District's existing boundaries, and no new development is proposed. In this regard, the proposal will have no impact upon existing city or county General Plan or Specific Plan boundaries or designations. Pre-zoning is not a requirement for a special district proposal.
- <u>56668(i): Sphere of Influence:</u> Because the PDCSD has a conterminous SOI boundary, the affected territory is within the Sphere of Influence of the District.
- <u>56668(j): Comments from Public Agencies:</u> Staff did not receive any significant comments from public agencies or any resolutions raising objections from any affected agency.
- <u>56668(k): Ability to Provide Services:</u> Services will be provided to the extent of availability of funding and the needs of the residents.
- <u>56668(1): Timely Availability of Water Supplies:</u> The proposed action will not impact the current or future demand for water supplies within the affected territory.
- <u>56668(m): Regional Housing:</u> As a special district proposal, the proposal to exercise new or different functions or classes of services 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).
- <u>56668(n): Comments from Landowners, Voters, or Residents:</u> Staff did not receive any significant comments from landowners, voters, or residents concerning the proposal.
- <u>56668(o): Land Use Designations:</u> The proposal requests authorization to provide additional services within the District's existing boundaries, and no new development is proposed. In this regard, the proposal will have no impact upon existing city or county

General Plan or Specific Plan boundaries or designations. Pre-zoning is not a requirement for a special district proposal.

• <u>56668(p): Environmental Justice:</u> There is no documentation or evidence suggesting the proposed action will have a measurable effect with respect to promoting environmental justice.

<u>Proposal to Provide a New or Different Function or Class of Services pursuant to Government</u> <u>Code § 56700:</u>

Government Code § 56824.12 requires that the resolution of application submitted by the District to provide new or different function or class of services shall include all of the matters specified for a petition in Government Code § 56700, with the exception of its subsection (a)(6):

- <u>56700(a)(1):</u> State that the proposal is made pursuant to this section: The proposal so states.
- <u>56700(a)(2)</u>: State the nature of the proposal and list all changes of organization: The District proposes to provide broadband services which consist of a private FCC-licensed radio system, independent emergency-only internet access, emergency alerting system, and fire hydrant support equipment to its residents.
- <u>56700(a)(3)</u>: Set forth a description of the boundaries of affected territory accompanied by a map showing the boundaries: The proposal includes a map clearly identifying the District's boundaries.
- <u>56700(a)(4): Set forth any proposed terms and conditions:</u> The applicant did not propose any terms and conditions.
- <u>56700(a)(5)</u>: State the reasons for the proposal: The reason for the proposal is to provide for the safety of Point Dume residents and improve communication and dissemination of information within the affected territory, particularly during emergency events.
- <u>56700(a)(7)</u>: Designate up to three (3) persons as chief petitioners: The proposal identifies the Director of the District (Richard Garvey) and provided the appropriate contact information.
- <u>56700(a)(8): Request that the proceedings be taken for the proposal pursuant to this part:</u> The proposal so states.
- <u>56700(a)(9)</u>: State whether the proposal is consistent with the sphere of influence of any <u>affected city or affected district</u>: The proposal is consistent with the sphere of influence of the District.

<u>Requirements for a Plan for Services for New or Different Services pursuant to</u> <u>Government Code:</u>

- <u>56824.12(a)(1): Service costs:</u> The total estimated cost to provide the new or different function or class of services within the special district's jurisdictional boundaries: The estimated start-up costs to provide the new services are less than twenty-thousand (\$20,000). Maintenance costs are modest, within the District's financial ability to absorb.
- <u>56824.12(a)(2)</u>: The estimated cost of the new or different function or class of services to customers within the special district's jurisdictional boundaries. The estimated costs may be identified by customer class: In connection with the new services, the District will not charge any assessments, fees, or other charges upon residents within the District's jurisdictional boundaries.
- <u>56824.12(a)(3)</u>: Existing Service Providers: An identification of existing providers, if any, of the new or different function or class of services proposed to be provided and the potential fiscal impact to the customers of those existing providers: Existing service providers to Point Dume include the City of Malibu; County of Los Angeles; Consolidated Fire Protection District of Los Angeles County; Los Angeles County Waterworks District No. 29, Malibu; Los Angeles County West Vector Control District; Resource Conservation District of Los Angeles County; and West Basin Municipal Water District. With respect to structural fire protection, the CFPD is the current provider. No public agency provides broadband services to Point Dume; the only existing providers are private-sector companies like AT&T and Verizon.
- <u>56824.12(a)(4):</u> A written summary of whether the new or different function or class of services or divestiture of the power to provide particular functions or classes of services, within all or part of the jurisdictional boundaries of a special district, pursuant to subdivision (b) of Section 56654, will involve the activation or divestiture of the power to provide a particular service or services, service function or functions, or class of service or services: As authorized by Government Code § 61100, the Commission approval of this proposal to exercise new or different functions or classes of services is required before the District can provide these new services.
- <u>56824.12(a)(5): A plan for financing the establishment of the new or different function</u> or class of services within the special district's jurisdictional boundaries: The new services will be financed through the District's existing financial resources, Federal and State grants, and donations from individuals and charitable foundations.
- <u>56824.12(a)(6)</u>: Alternatives for the establishment of the new or different functions or class of services within the special district's jurisdictional boundaries: There is no alternative for the establishment of new services. Current services would remain the same without the proposal.

• <u>56824.14(a)(1)</u>: Determination of Revenue Sufficiency: District representative provided a savings and checking account summary: the PDCSD has a balance of \$9,519.87 in a savings account, ending March 11, 2022; and a balance of \$1,368.09 in a checking account, ending March 7, 2022. Given these resources, on-going fund-raising activities, donations from individuals and charitable organizations, and the future availability of Federal and State grants, the PDCSD will be able to continue to operate and to provide services to the Point Dume residents.

<u>Review of Existing Functions or Classes of Services pursuant to Government Code §</u> 56824.12:

The existing "functions or classes of services" are those municipal services that are already being provided by a special district within its boundaries. Prior to recent changes in the Act, these existing functions or classes of services were known as "active powers." New or different functions or classes of services are those powers authorized by the principal act under which the district was formed, but not currently exercised by a special district. Prior to recent changes in the Act, these existing functions or classes of services were known as "latent powers." State law directs LAFCOs to determine each special district's active powers, and to maintain a record of those active powers. Because LAFCO did not identify active powers for the PDCSD when LAFCO adopted prior MSRs, the Commission's determination on this proposal will, additionally, determine those active powers; LAFCO approval (pursuant to Government Code § 56824.10) would be required before the district could provide any new or different functions or classes of services.

By adopting the Resolution Making Determinations approving this proposal, the Commission (LAFCO) would authorize the PDCSD to provide the following <u>existing</u> functions or classes of services pursuant to Government Code § 61100:

(e) Acquire, construct, improve, maintain, and operate recreation facilities, including, but not limited to, parks and open space, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(f) Organize, promote, conduct, and advertise programs of community recreation, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(s) Acquire, construct, improve, maintain, and operate community facilities, including, but not limited to, community centers, libraries, theaters, museums, cultural facilities, and childcare facilities.

Any and all other powers <u>not</u> identified above, which the PDCSD (formerly known as "latent powers") may propose to exercise, are considered to be new or different functions or classes of services. The PDCSD is prohibited from exercising such new or different functions or classes of services, now and in the future, without the advance, written approval of the Commission pursuant to Government Code Sections 56824.10 through 56824.14, inclusive, and as addressed elsewhere in the Act (this language is found in Condition 4.f. on Page 5 of the draft Resolution Making Determinations).

CEQA:

The proposed Exercise of New or Different Functions or Classes of Services No. 2022-04 for the District is exempt from environmental review pursuant to CEQA Guidelines Section 15061(b)(3)—also known as the common sense exemption—which states that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. With respect to this proposal, the District's jurisdictional and SOI boundaries will not change, and no new development or development-related activity is proposed. Further, to the extent that the District enters into agreements, if any, with other public agencies to undertake future projects, each agreement and the associated activities thereunder, would be subject to CEQA review and documentation. Additionally, the proposal is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15303 because it consists of location of limited numbers of new, small facilities or structures or installation of small new equipment. Furthermore, there are no cumulative impacts, unusual circumstances, nor other exceptions that would make the exemption inapplicable based on the proposal records.

Public Hearing Notice:

Government Code § 56824.14(b) requires staff to notify each affected local agency or affected county" of today's public hearing, in writing, and to provide that notice by mail at least 21 days in advance. On May 19, 2022, staff mailed a copy of the public hearing notice to the Point Dume Community Services District and the City of Malibu. On May 19, 2022, staff published the public hearing notice as a 1/8-page advertisement display in the <u>Daily Journal and the Malibu</u> <u>Times</u>. The notice was mailed to the Point Dume Community Services District, City of Malibu, County of Los Angeles, Consolidated Fire Protection District of Los Angeles County, Los Angeles County Waterworks District No. 29, Malibu, Los Angeles County West Vector Control District, Resource Conservation District of Los Angeles County, and West Basin Municipal Water District. These actions satisfy all statutory requirements for providing hearing notice.

Conclusions:

After several months of extensive consultation between LAFCO and PDCSD representatives, the applicant submitted a proposal which clearly identifies the proposed new services. Staff believes that the proposed new services are well-suited to the needs of Point Dume residents, given the

devastation caused by the 2018 Woolsey Fire, as well as the on-going potential for future emergencies, particularly wildfires. Staff is confident that the District can provide these new services, given the availability of the District's existing financial resources as well as donations received from a local charity and District residents. Going forward, the District plans additional fund-raising activities, and a desire to access emergency services grants available at the Federal, State, and local levels.

Because staff's recommendation in the 2021 MSR was to dissolve the District, neither the MSR nor staff identified the <u>existing</u> "functions or classes of services" of the District, which are those municipal services that are already being provided by the PDCSD within its boundaries. Given that staff is recommending approval of this proposal, staff is also asking the Commission to identify, determine, and approve those functions or classes of services which the District currently provides.

Both the "existing" and "new" functions or classes of services for the PDCSD are identified in the draft Resolution Making Determinations (RMD) attached to this staff report.

Given the foregoing, staff recommends approval of the proposal in the application by the Point Dume Community Services District to exercise new or different functions or classes of services as authorized by Government Code § 61100.

Recommended Action:

- 1. Open the public hearing and receive testimony on existing services and the proposed exercise new of different functions or classes of services;
- 2. There being no further testimony, close the public hearing;
- 3. Find that the proposal is exempt from the provisions of California Environmental Quality Act (CEQA) under CEQA Guidelines §§ 15061(b)(3) and 15303;
- 4. Determine that the Point Dume Community Services District will have sufficient revenues to carry out the proposed new or different functions or classes of services;
- 5. Adopt the attached Resolution Making Determinations approving Exercise of New or Different Functions or Classes of Services No. 2022-04 for the Point Dume Community Services District;
- 6. Direct the Executive Officer to notify the Point Dume Community Services District (applicant) of the Commission's approval of Exercise of New or Different Functions or Classes of Services No. 2022-04 for the Point Dume Community Services District; and
- 7. Pursuant to Government Code § 57002, set the Protest Hearing for July 13, 2022 at 9:00 a.m., at the Commission's virtual meeting held by teleconference and web access,

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", unless cancelled or rescheduled by the Commission or the Commission Chair approves an alternative meeting location.

Attachments: Plan for Services Map

RESOLUTION NO. 2022-00RMD RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES MAKING DETERMINATIONS APPROVING "EXERCISE OF NEW OR DIFFERENT FUNCTIONS OR CLASSES OF SERVICES NO. 2022-04 FOR THE POINT DUME COMMUNITY SERVICES DISTRICT"

WHEREAS, Point Dume Community Services District ("PDCSD" or "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 § 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("Act"), for Exercise of New or Different Functions or Classes of Services ("Proposal"); and

WHEREAS, the Proposal was assigned the following distinctive short-form designation:

"Exercise of New or Different Functions or Classes of Services No. 2022-04, Point Dume

Community Services District"; and

WHEREAS, a map of the proposed change of organization is attached hereto and by this reference incorporated herein; and

WHEREAS, the principal reason for the Proposal is to provide for the safety of its residents and improve communications and dissemination of information within the boundary of the District; 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 May 19, 2022, 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 June 8, 2022, 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 § 57002, the Commission set the protest hearing for July 13, 2022 at 9:00 a.m., at the Commission's virtual meeting held by teleconference and web access 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," unless cancelled or rescheduled by the Commission or the Commission Chair approves an alternative meeting location.

NOW, THEREFORE, BE IT RESOLVED as follows:

 The proposed Exercise of New or Different Functions or Classes of Services No. 2022-04 for the District is exempt from environmental review pursuant to CEQA Guidelines Section 15061(b)(3)—also known as the common sense exemption—which states that CEQA

applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. With respect to this Proposal, the District's jurisdictional and SOI boundaries will not change, and no new development or development-related activity is proposed. Further, to the extent that the District enters into agreements and contracts with other public agencies to undertake future projects, each such agreement or contract, and the associated activities thereunder, would be subject to CEQA review and documentation. Additionally, the Proposal is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15303 because it consists of the location of limited numbers of new, small facilities or structures or installation of small new equipment. Furthermore, there are no cumulative impacts, unusual circumstances, nor other exceptions that would make the exemption inapplicable based on the Proposal records.

- 2. A map of the Proposal, as approved by this Commission, is attached hereto and by this reference incorporated herein.
- The affected territory was assigned the following short form designation:
 "Exercise of New or Different Functions or Classes of Services No. 2022-04, Point Dume Community Services District."
- 4. Exercise of New or Different Functions or Classes of Services No. 2022-04, Point Dume Community Services District, 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 Proposal shall be the date of recordation with the Los Angeles County Registrar-Recorder/County Clerk.
- c. Services shall be provided within the boundaries of the District, and pursuant to Government Code § 61100, as follows:
 - <u>Subsection (d)</u>: Provide fire protection services, rescue services, hazardous material emergency response services, and ambulance services in the same manner as a fire protection district, formed pursuant to the Fire Protection
 District Law, Part 2.7 (commencing with Section 13800) of
 Division 12 of the Health and Safety Code, as further limited herein. Within this broad definition of fire protection services, the District is limited to providing public information about the acquisition, operation, and maintenance of fire hydrant boxes.
 - <u>Subsection (e)</u>: Acquire, construct, improve, maintain, and operate recreation facilities, including, but not limited to,

> parks and open space, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

- <u>Subsection (f)</u>: Organize, promote, conduct, and advertise programs of community recreation, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.
- <u>Subsection (s)</u>: Acquire, construct, improve, maintain, and operate community facilities, including, but not limited to, community centers, libraries, theaters, museums, cultural facilities, and childcare facilities.
- <u>Subsection (af)</u>: Construct, own, improve, maintain, and operate broadband facilities and provide broadband services.
 For purposes of this section, broadband has the same meaning as in subdivision (a) of Section 5830 of the Public Utilities Code. The District shall comply with Article 12 (commencing with Section 53167) of Chapter 1 of Part 1 of Division 2 of Title 5 when providing broadband services pursuant to this subdivision. If the district later determines

> that a private person or entity is ready, willing, and able to acquire, construct, improve, maintain, and operate broadband facilities and to provide broadband services, and to sell those services at a comparable cost and quality of service as provided by the district, the district may do one of the following: (1) Diligently transfer its title, ownership, maintenance, control, and operation of those broadband facilities and services at a fair market value to that private person or entity. (2) Lease the operation of those broadband facilities at a fair market value to that private person or entity. Within this broad definition of broadband facilities and services, the District is limited to utilizing its FCC license exclusively for public service communications.

d. Any and all other powers not identified above, which the PDCSD may propose to exercise, are considered to be new or different functions or classes of services (formerly known as "latent powers"). The PDCSD is prohibited from exercising such new or different functions or classes of services, now and in the future, without the advance, written approval of the Commission pursuant to Government Code Sections 56824.10 through 56824.14, inclusive, and as addressed elsewhere in the Act.

- e. To the extent that additional territory is annexed into the jurisdictional boundaries of the District in the future, this approval shall apply within that additional territory.
- f. Consistent with the authorization in Section 4.(c), Subsection (d), above, the District shall not provide the same or equivalent services of a traditional fire department, and the District shall not act in the capacity of a fire department.
- g. Within one year of the effective date of this approval, the District shall prepare a map identifying all fire hydrant boxes within its boundaries, and post the map to the District's website; at least once every year, the District shall revise the map to show any new fire hydrant boxes; and at least once every year, the District shall transmit a copy of the current map to the Fire Chief of the Consolidated Fire Protection District of Los Angeles County (CFPD) and to the City Manager of the City of Malibu.
- h. Consistent with the authorization in Subsection 4.(c), Subsections (e) and (s), above; and prior to the construction, development, and operation of any recreation facilities and/or community facilities; the District shall secure any required land-use approvals and permits required by the City of Malibu and/or the California Coastal Commission.
- i. Prior to operation of the broadband facilities, the District will obtain all required permits, licenses, authorizations, and approvals required from all Federal, State, and local agencies. This shall include, but not be limited to, the Federal Communications Commission (FCC), the State of California Public Utilities Commission (CPUC), and all other public agencies with jurisdiction over the operation of broadband facilities.

Resolution No. 2022-00RMD Page 8

- 5. Pursuant to Government Code Section 57002, the Commission hereby sets the protest hearing for July 13, 2022 at 9:00 a.m., and directs the Executive Officer to give notice thereof pursuant to Government Code Sections 57025 and 57026.
- 6. 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 8th day of June 2022.

MOTION: SECOND: AYES: NOES: ABSTAIN: ABSENT: MOTION PASSED:

LOCAL AGENCY FORMATION COMMISSION FOR THE COUNTY OF LOS ANGELES

Paul A. Novak, AICP Executive Officer

Point Dume Community Services District ("PDCSD" or "District")

Plan of Services

(1) An enumeration and description of the services currently provided.

Since its inception in 1985, the PDCSD has provided services pursuant to Government Code Section 61100

(e) Acquire, construct, improve, maintain, and operate recreation facilities, including, but not limited to, parks and open space, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(f) Organize, promote, conduct, and advertise programs of community recreation, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.

(s) Acquire, construct, improve, maintain, and operate community facilities, including, but not limited to, community centers, libraries, theaters, museums, cultural facilities, and child care facilities.

(2) An enumeration and description of proposed services.

The PDCSD proposes the following services pursuant to Government Code Section 61100

(d) Provide fire protection services, rescue services, hazardous material emergency response services, and ambulance services in the same manner as a fire protection district, formed pursuant to the Fire Protection District Law, Part 2.7 (commencing with Section 13800) of Division 12 of the Health and Safety Code.

(af) Construct, own, improve, maintain, and operate broadband facilities and provide broadband services. For purposes of this section, broadband has the same meaning as in subdivision (a) of Section 5830 of the Public Utilities Code. A district shall comply with Article 12 (commencing with Section 53167) of Chapter 1 of Part 1 of Division 2 of Title 5 when providing broadband services pursuant to this subdivision. If the district later determines that a private person or entity is ready, willing, and able to acquire, construct, improve, maintain, and operate broadband facilities and to provide broadband services, and to sell those services at a comparable cost and quality of service as provided by the district, the district may do one of the following:

(1) Diligently transfer its title, ownership, maintenance, control, and operation of those broadband facilities and services at a fair market value to that private person or entity.

(2) Lease the operation of those broadband facilities at a fair market value to that private person or entity.

In regard to all proposed services, the PDCSD is not a Fire Department, will not act as a Fire Department, and will not provide the same services as a Fire Department.

(3) A description of one proposed service to be extended to the District.

Private Federal Communications Commission (FCC) Licensed Radio System for District Residents

The ability of all residents in a given neighborhood to be able to communicate with each other during a power outage, natural disaster, or other sizeable emergency is rarely adequately addressed. Whether to request medical or other assistance, provide help to others, accumulate or distribute supplies, in any way support the community, or, at a minimum, just speak to another human being, there is a great need for direct communication.

History

During the Woolsey Fire and its aftermath, many residents remained on Point Dume. The community organically set up a Relief Center at the Point Dume Marine Science Elementary School. Literally tons of essential supplies were trucked in, everything from dog food and toilet paper to generators. Well over 1,000 people from all over Malibu received food and other essential supplies. Wellness checks were performed to find other residents in need of assistance, and to provide them with essentials. The organization and functioning of this was severely hampered by a lack of communications. Cell service was minimal, even with the mobile equipment later brought in by companies like T-Mobile. Some residents were reluctant to leave their homes, and had zero ability to receive any critical information about the fire, services, which roads were open, etc.

Proposal

The PDCSD proposes to obtain an FCC license for a two way radio communications system. The PDCSD will also provide a handheld radio for each household in the District. The PDCSD will provide training to the residents on the use of the system and radios, and will direct radio nets quarterly and/or as needed.

This system will enable all residents in the District to communicate with each other during a power outage or other emergency, completely independent of all other communications infrastructure. This system can provide residents with all types of critical information, including evacuation routes, evacuation orders, safety and situational awareness matters, or the availability of incoming supplies. This system will provide residents with direct access to others if they need assistance.

It is not the intention of the PDCSD to in any way encourage residents to remain if an evacuation order is in effect. But, some residents did not even know such an order had been issued during the Woolsey Fire. This system provides another channel to get that information out to all residents.

The PDCSD is not proposing using anything that is untried or untested. Similar systems have been set up by amateur radio operators for many years. Although effective, these systems have been limited in scope, and most people in any given area will never obtain an amateur (ham) radio license, preventing direct contact with each resident.

(continued)

Most importantly, similar systems have successfully been set up by a PDCSD board member for Malibu Community Emergency Response Team (CERT) and the City of Malibu, and the Big Rock and Corral Canyon Neighborhoods. These systems are 100% effective and currently in use. Malibu CERT and the City of Malibu have over 90 radios in use. The Corral Canyon system has provided well over 300 radios to its residents. All of these systems were used during the 2021 Thanksgiving Public Safety Power Shutoff (PSPS), and provided their users with emergency communications.

Financing

Through private donations by District residents, funding has been secured for a ten year FCC license for the PDCSD, and 100 radios to be given to residents.

(4) A description of a second proposed service to be extended to the District.

Independent Emergency-Only Internet Access for District Residents

Out of area communication during a power outage is essential for the safety of Point Dume Residents.

History

During the 2021 Thanksgiving PSPS, Point Dume was completely without power and had no cellular or internet service for over 24 hours. During and post Woolsey Fire, Point Dume was without power for 13 days, with some cellular and internet service gradually returning during that period. As the Point Dume neighborhood will continue to experience such loss of service during future events, including precautionary PSPS events, the PDCSD can provide some basic communications services to residents during extended power outages.

As communications returned during the Woolsey event, residents would congregate near the intersection of Grayfox Street and Dume Drive, as that was the only location with spotty cell and text coverage. This location was the only link to the outside world, where one could contact loved ones, request assistance, or receive information about the extent of damage, additional fire threats, or other safety concerns.

Proposal

The PDCSD proposes to utilize a satellite internet provider, and provide at least one outdoor wireless access point in a location accessible to the public. This system will enable residents to send and receive texts, emails, and provide general internet access, including applications such as Skype. This can provide critical contact for medical emergencies and information pertaining to safety and situational awareness, when no other forms of communications are available. This system is not intended for high-capacity uses such as multiple simultaneous video streaming. Note that this service would only be used during emergencies, and would not compete with any existing broadband or other service providers.

(continued)

In its most basic form, this system would function similarly to a typical Wi-Fi hotspot, and would provide internet access to typically 10-30 simultaneous users, 24 hours a day, during a power or communications outage. The system can be expanded to cover multiple sites and more users. Other than during tests, the system will remain dormant until a power or communications outage, at which time it will automatically begin operation.

It is important for residents to know that the system exists and how to use it. To this end, residents will be provided with educational materials on how to access this service. The system can be tested quarterly, or as needed, with residents' participation, to ensure both functionality and familiarity of use.

Financing

Through private donations by District residents, funding has been secured for equipment purchase, installation, satellite internet service, solar and battery back up, and operational costs for the first year of operation.

(5) A description of a third proposed service to be extended to the District.

Emergency Alerting System for District Residents

Proposal

The PDCSD also intends to explore and possibly emplace other communications and emergency alerting options for residents of the District. The PDCSD may test the viability of a pager type alerting network that would function with the proposed FCC licensed radio system. The PDCSD may also test a public address system with public address loudspeakers mounted in one or more locations in the District, with the ability to remotely address those speakers in real time and/or with a looped recording, via the proposed FCC licensed radio system. This system may be used to alert District residents of a fire, mandatory evacuation order, or other significant safety related issues.

Financing

Financing has not been secured for these additional possible services, and the PDCSD may not develop these additional services into working systems. But, sufficient equipment and technical expertise to test both the paging and public address alerting services are available to the PDCSD at no cost. Pending successful implementation of the proposed FCC licensed radio system, the PDCSD may seek sources of funding (e.g., donations from District residents) to further test and implement these and/or similar systems that provide emergency alerting services to residents of the District.

(6) A description of a fourth proposed service to be extended to the District.

Fire Hydrant Support Equipment for the District

History

During the Woolsey Fire and its immediate aftermath, equipment resources for professional and volunteer fire brigades were scarce. Studies have shown that in a fire in the wildland urban interface, a significant number of structures are damaged or destroyed well after a fire front flows through an area. Properly trained personnel can safely and effectively attempt to mitigate some of this additional destruction, provided equipment is available. Nearby neighborhoods such as Malibu West, have placed typical equipment such as fire hoses and support equipment, shovels, axes, etc., in secure storage boxes near fire hydrants. Additionally, communities such as Corral Canyon have installed 'field hydrants' at some residences. Field hydrants connect to the customer side of the water meter and provide a higher flow rate and pressure than a typical residential spigot. A field hydrant located near the street can be used by residents or professional firefighters.

Proposal

The PDCSD proposes to provide information to the residents about equipped boxes proximate to fire hydrants in the District. The PDCSD has mapped all fire hydrants in the District, and will utilize the opinion of subject matter experts to determine optimum number and location of said boxes. The PDCSD does not intend to train personnel or residents to properly uses this equipment. This equipment is intended to support and be used by professionally trained fire-fighting personnel.

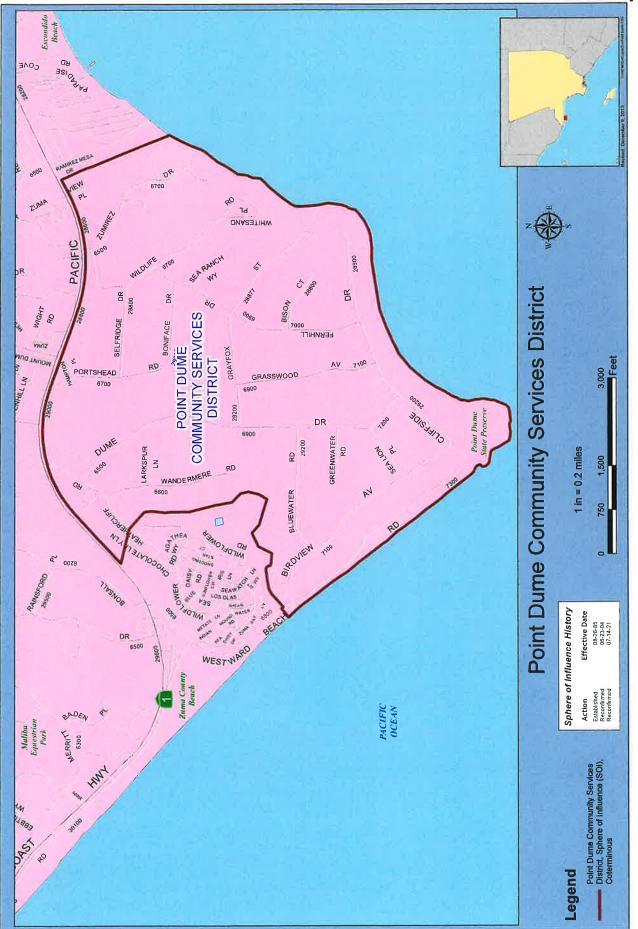
For field hydrants, the PDCSD would play solely an informational role, providing residents with information about the purpose and use of field hydrants.

Financing

Through private donations by District residents, tentative financing has been secured for one hydrant box. The cost of additional hydrant boxes can be borne by individual residents. Cost to the PDCSD of field hydrants is minimal, as the cost of installation and equipment is borne by individual residents.

(7) Conclusion/Additional information.

The PDCSD has a long history of successful fund raising efforts which have, in the past 37 years, provided much greater levels of financing than all of the herein proposed new services. As disaster related threats to Point Dume are very similar to much of Malibu, and other Malibu neighborhoods have installed systems similar to some of the proposed services, to the great satisfaction of their residents, it is anticipated that public understanding and acceptance of the proposed services will significantly increase financing opportunities.



7.a.

Staff Report

June 8, 2022

Agenda Item No. 9.a.

Resolution Authorizing Remote Teleconference Meetings of the Commission and Making Required Findings

AB 361 amended Section 54953 of the Government Code, effective on October 1, 2021, to modify requirements of the Ralph M. Brown Act. The provisions of AB 361 allow the legislative bodies of public agencies—including the Commission—to continue to meet in a virtual format, so long as a State declaration of emergency is in effect, state or local officials have imposed or recommended measures to promote social distancing, and/or the Commission makes required findings. Additionally, AB 361 requires the Commission to take additional measures to ensure that the public is provided access to Commission meetings.

Given on-going concerns caused by the COVID-19 pandemic, as documented in the draft resolution (attached), including the ongoing state-wide declared emergency, and recommendations and requirements on a state-wide and local basis to socially distance, staff recommends that the Commission conduct today's meeting (June 8, 2022) in a virtual format. Today's resolution mirrors the resolution adopted by the Commission at prior meetings.

With respect to public access to virtual meetings, the Commission has implemented measures to comply with Section 54953(e) of the Government Code, including the following:

- 1. Post all Commission agendas to the Commission website, at least three (3) calendar days in advance of each meeting, and approximately five (5) to seven (7) calendar days in advance of each meeting;
- 2. As has been its practice for all in-person Commission meetings, post a hard copy of the Commission agenda at the Kenneth P. Hahn Hall of Administration (500 West Temple Street, Los Angeles, California) at least three (3) calendar days in advance of each meeting, and approximately five (5) to seven (7) calendar days in advance of each meeting;
- 3. Provide information on the Commission agenda which enables the public to access Commission meetings by phone, computer, tablet, and/or other electronic device;
- 4. E-mail a copy of the Commission agenda package to those individuals who have requested to be notified in advance of all Commission meetings;
- 5. E-mail a copy of the Commission agenda package to any parties requesting notice for a particular Commission meeting;

- 6. Monitor incoming mail from the United States Postal Service for any public communications relative to an upcoming Commission meeting, up to and including the afternoon before each Commission meeting;
- 7. Monitor incoming electronic mail that is received in LAFCO's "Information" email account, both before each Commission meeting, and continuing for the duration of each Commission meeting;
- 8. Monitor the phone lines and internet-based connection through the duration of the Commission meeting, for members of the public who have joined and wish to comment during the public comment period; and
- 9. Ensure that all members of the public are afforded an opportunity to address the Commission during each Commission meeting.

These measures, which the Commission has implemented for virtual meetings since June of 2020, ensure that the public is afforded ample opportunity to provide input to the Commission.

Consistent with your Commission's instruction at the May 11th Meeting, staff agendized today's meeting in a virtual format. Because of the declared state-wide emergency and the state and local requirements

and recommendations for social distancing, a virtual meeting is authorized by Government Code § 54953(e).

Recommended Action:

1. Adopt the attached "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 JUNE 8, 2022, PURSUANT TO THE RALPH M. BROWN ACT."

Attachment:

• Draft "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 OF MEETING OF JUNE 8, 2022 PURSUANT TO THE RALPH M. BROWN ACT"

RESOLUTION NO. 2022-00 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 JUNE 8, 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, 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:

- 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; and that state and local officials have imposed or recommended measures to promote social distancing.
- 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 July 8, 2022 (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).
- 5. PASSED AND ADOPTED this 8th day of June, 2022.

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

Staff Report June 8, 2022

Agenda Item No. 10.a. Legislative Update

Legislative Update:

Several bills of interest to the Commission are addressed herein, and the most up-to-date information is highlighted in **bold type**.

Bills on which the Commission has taken a position:

• <u>SB 938 (Hertzberg)</u>: Senator Hertzberg introduced AB 938 on February 8, 2022. As drafted, the bill will consolidate various sections of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 addressing protest proceedings into one section of the Act, make conforming changes, and remove obsolete provisions. SB 938 is sponsored by the California Association of Local Agency Formation Commissions (CALAFCO). On March 24, 2022, Senator Hertzberg amended the bill to change the protest threshold for a Commission-initiated dissolution of a special district, from the current ten-percent (10%) to twenty-five percent (25%), consistent with a dissolution proposal for which a proposal has been filed with LAFCO. The Senate approved SB 938 on April 25th, and referred it to the Assembly; the bill is pending before the Assembly Local Government Committee.

Commission Position: **SUPPORT** (Meeting of March 9, 2022)

• <u>AB 2449 ((Rubio, Blanca):</u> Assemblymember Rubio introduced AB 2449 on February 17, 2022. AB 2449 is sponsored by the Three Valleys Municipal Water District (TVMWD). During the pandemic, Governor Newsom's executive orders allowed public agencies to meet virtually; public bodies continue to meet virtually pursuant to provisions of last year's AB 361, but that bill will eventually expire as pandemic restrictions ease. AB 2449 would authorize local agencies to continue to use teleconferencing, subject to requirements for notice, agenda, and the means and manners of access. The Assembly approved AB 2449 on May 26th, and it is awaiting assignment by the Senate Rules Committee.

Commission Position: **SUPPORT** (Meeting of March 9, 2022)

• AB 2957 (Committee on Local Government): Introduced on March 2, 2022, AB 2957 is the annual Omnibus Bill sponsored by CALAFCO and carried by the Assembly Local Government Committee. As introduced, the bill contains three (3) items, and CALAFCO's Legislative Committee is working to have the bill amended to include two (2) additional items (all five of which have been reviewed and approved by the CALAFCO Legislative Committee and Board of Directors). The Assembly approved AB 2957 on May 12th, and it is pending before the Senate Governance & Finance Committee.

> Commission Position: **SUPPORT** (Meeting of March 9, 2022)

June 8, 2022 Agenda Item 10.a. Page 2 of 2

Other Bills:

- <u>AB 1195 (Cristina Garcia)</u>: Assemblywoman Garcia has removed all portions of the AB 1195 pertaining to issues within LAFCO's interest and jurisdiction; given this development, the bill will be removed from future legislative updates.
- <u>SB 852 (Dodd)</u>: This bill, introduced on January 18, 2022, would authorize a county, city, or special district to form a "community revitalization authority" to implement provisions of the Community Redevelopment Law relative to infrastructure, affordable housing, and economic revitalization. As introduced, the bill completely bypasses LAFCOs in the formation and oversight of these new districts, which are intended to be a funding mechanism (tax increment finance district) for local climate resilience projects. CALAFCO staff is reaching out to Senator Dodd and the sponsor (Local Government Commission) for clarification. The Senate approved SB 852 on May 24th; in the Senate, the bill is pending before the Local Government and Natural Resources Committees (double-referred).

Recommended Action:

Staff recommends that the Commission:

1. Receive and file the Legislative Update.



MEMBER CITIES

Agoura Hills Alhambra Arcadia Artesia Avalon Azusa Baldwin Park Bell Bellflower Bell Gardens **Beverly Hills** Bradbury Burbank Calabasas Carson Cerritos Claremont Commerce Compton Covina Cudahy Culver City Diamond Bar Downey Duarte El Monte El Segundo Gardena Glendale Glendora Hawaiian Gardens Hawthome Hermosa Beach Hidden Hills Huntington Park Industry Inglewood Invindale La Canada Flintridge La Habra Heights La Mirada La Puente La Verne Lakewood Lancaster Lawndale Lomita Long Beach Los Angeles Lynwood Malibu Manhattan Beach Maywood Monrovia Montebello Monterey Park Norwalk Palmdale Palos Verdes Estates Paramount Pasadena Pico Rivera Pomona Rancho Palos Verdes Redondo Beach Rolling Hills Rolling Hills Estates Rosemead San Dimas San Fernando San Gabriel San Marino Santa Clarita Santa Fe Springs Santa Monica Sierra Madre Signal Hill South El Monte South Gate South Pasadena Temple City Torrance Vernon Walnut West Covina West Hollywood Westlake Village Whittier

LOS ANGELES COUNTY CITY SELECTION COMMITTEE

OFFICERS

Patrick J. Furey Chairman

John A. Mirisch Vice Chairman

> Celia Zavala Secretary

Twila P. Kerr Deputy Secretary

May 31, 2022

Mr. Paul A. Novak Executive Director Local Agency Formation Commission 80 South Lake Avenue, Suite 870 Pasadena, CA 91101

Re: Membership Appointment to the Local Agency Formation Commission by the Los Angeles County City Selection Committee

Dear Mr. Novak:

At its meeting of May 25, 2022, the Los Angeles County City Selection Committee appointed Councilmember John A. Mirisch, Beverly Hills, as Member to the Local Agency Formation Commission for a 4-year term of office ending May 4, 2026.

Sincerely,

Twila P. Kerr Deputy Secretary

TPK:ch

c: John A. Mirisch Committee Book



May, 2022 Edition

BOARDROOM Brief

The Board met virtually on April 22 and considered a fairly light agenda. Among the actions taken was the acceptance of the Third Quarter financial reports, which included a payment to the Hyatt hotel for the block of rooms that had been guaranteed for the cancelled staff workshop.

The new budgets for Fiscal Years 2022-2023 and 2023-2024 were also approved. Given concerns regarding the ongoing pandemic as well as escalating inflation, the budgets maintain the previously implemented austerity measures where possible. However, based on feedback received by the Executive Director from various LAFCos, the budget does anticipate a healthy attendance at the conference and 2023 workshop.

The Board also revisited the legislative proposal from San Diego LAFCo regarding Government Code §56133 that had been tabled in January. After discussion, the matter was rescheduled to the July Board meeting to allow the Legislative Committee time to gather additional information.

Reports were also received regarding the fall conference, CALAFCO U sessions, and Spring Workshop, which are currently in planning.

Members wishing to read full staff reports or minutes can download them from the CALAFCO website at www.calafco.org.



SOME wise person once said that change is inevitable. Of course, the change that came to CALAFCO was the welldeserved retirement of Pamela Miller as the CALAFCO Executive Director (ED). Pamela became ED in 2012 and has made an indelible mark on CALAFCO by maintaining its professional standards and by advocating with the legislature on behalf of LAFCos everywhere. She stayed through March on a consultant basis to she intends to see SB 938 to its conclusion. With thanks!

Unfortunately, pandemic restrictions meant that Pamela did not get the send-off that she deserved, but that only means she is owed a party. And, so, we refuse to say goodbye and, instead, leave it at "Thank you-and see you later!"

Legislative Updates

CALAFCO supported or sponsored bills continue to make positive progress in the legislative process. Most important is SB 938, the protest provisions bill, which makes updates to existing CKH statutory provisions associated with consolidations and dissolutions, as well as codifying the conditions under which a LAFCo may initiate dissolution of a district at the 25 percent protest threshold. SB 938 has been tentatively scheduled before the Assembly Local Government Committee on June 8th. LAFCos that have not yet submitted a letter of support are requested to do so before 5 PM on June 2, 2022.

See LEGISLATION on Page 2

NEW Associate Member!

A huge hase Design Chase Design, Creating Success!

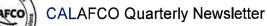
welcome to our newest Associate

member. Founded in 2000 by Chris Chase, Creative Director and Principal, Chase Design is a San Diego based firm specializing in branding

consultation and design services for businesses and organizations throughout the United States. Chase Design has built an impressive reputation for producing effective designs that gets their clients results for their businesses.

With a Mission to create extraordinary value

See ASSOCIATE MEMBERS on Page 4





A Message from the

Executive Director

On the wall of my office is a sign. Those

of you who are Tony Robbins fans will recognize the quote. It reads "All growth starts at the end of your comfort zone." If that is true (and I sincerely hope that it is) then I have been growing by leaps and bounds. ;)

Between the enormity of the change in Executive Directors, followed by an assault on Pamela on March 8th, it felt at first like being caught in the middle of a cyclone. Things have moderated now, but I have to sincerely thank all of the Board members, EOs, and staff who have reached out to welcome me, to check on me, and to offer support. You have all made the transition so much easier! I am humbled by your faith, trust, and friendship, and my vow is to make this changeover as smooth for you as possible. There is, obviously much for me to learn, but I am committed to learning everything quickly and well.

So, what's new in the CALAFCO world? Of course, the big news has to do with SB 938, which moved out of the Senate and now sits in the Assembly. Kudos to our devoted protest provisions working group, as well as thanks to Pamela Miller who is staying on in a volunteer capacity to see that through to the end.

Also, event planning is now well underway. (See the schedule on page 3.) A conference programming committee has been formed, but we could still use more people. If you would like to help, please contact José Henriquez (Sacramento) at henriquezj@saccounty.gov, or me.

Finally, CALAFCO U sessions are also shaping up thanks to the able assistance of Dawn Longoria (Napa). Our first session is scheduled for June 20th. Please join us for what promises to be an interesting session regarding the strange new world of recruiting and hiring in this post-pandemic world!

IN MEMORIUM

CARL LEVERENZ, Butte LAFCo Commissioner

Butte LAFCo mourns the loss of its Chair, Carl Leverenz. Commissioner Leverenz served with pride on the Butte LAFCo for the past 47 years where he always displayed great insight and wisdom. His calm demeanor and ability to keep politics at bay to solve problems earned him the Butte LAFCo Chair seat, which he held continuously since 1975. A local legend, Commissioner Leverenz was known for his servant's heart, having had not only a prominent legal career but a history of volunteerism on a broad assortment of boards and organizations, which earned him the Chico Rotary Club's Community Service Award in 2018.

WARREN NELSON, Napa LAFCo Commissioner

Warren Nelson, Napa LAFCo Commissioner, passed away in April, 2022. Among his many hats, Commissioner Warren served as Executive Officer for Marin LAFCO in the 1970s, and as a Yountville City Commissioner from 1980-1986. An avid proponent for LAFCos, Commissioner Warren worked with his friend and fellow Commissioner, Mike Gotch, on legislation that increased LAFCOs' independence and authority. His dedication and friendly nature will be greatly missed.

CALAFCO sends its deepest condolences to the family, friends, and co-workers of these remarkable men.



Contra Costa LAFCo reports that it has been busy with a surge in new applications, including a large boundary reorganization. In Spring 2022, the Contra Costa LAFCo Commissioners unanimously approved annexation of East Contra Costa Fire Protection District (ECCFPD) comprising 249+ square miles serving 132,400 residents to Contra Costa County Fire Protection District comprising 306+ square miles serving 628,200 residents, and dissolving ECCFPD.

The boundary reorganization is consistent with two LAFCO Municipal Service Reviews and a special study, all of which noted various constraints and challenges with fire and emergency medical services in East Contra Costa County. The LAFCo process was fairly lengthy but with few obstacles. All

See CONNECTIONS on Page 4

Continued from Page 1

LEGISLATION

Other CALAFCO supported bills include:

- **AB 897** (Mullin), establishment of a regional climate network has stalled and is in its second year.
- **AB 1640** (Ward), seems to have replaced AB 897 with another regional climate bill. It is scheduled to go before Assembly Appropriations on May 19th.
- **AB 1773** (Patterson), return of Williamson Act subvention funding, is scheduled before Assembly Appropriations on May 19th.
- **AB 2957**, the CALAFCO sponsored Omnibus bill, has passed out of the Assembly and is waiting on a Senate hearing date.
- **SB 1490, 1491, and 1492**, annual Validation Acts, have passed out of the Senate and are waiting on Assembly hearing dates.

CALAFCO Quarterly Newsletter

May, 2022





MARK YOUR CALENDARS!

CALAFCO 2022 ANNUAL CONFERENCE October 19 - 21, 2022

Plan on joining us at the Hyatt Regency Newport Beach John Wayne Airport on October 19-21, 2022 for our long-awaited, long-overdue Annual Conference! The program planning committee is forming and CALAFCO staff is working with the facility on the details. Watch for more information soon. We are looking forward to seeing everyone in-person in Newport Beach!

2023 STAFF WORKSHOP April 26 - 28, 2023

Come learn about technical topics in a beautiful setting! Mark your calendar now because you will not want to miss next year's Staff Workshop on the beautiful grounds of Ironstone Vineyards.



We are preparing some great CALAFCO U sessions for you and are pleased to again offer webinars to our members at no cost. Watch for the registration for the June 20th session to open soon.

1:00 PM	Trends, and Opportunities in a Post-Pandemic World
July 21, 2022: 1:00 PM	Sharing the Wealth: A Deep Dive into Tax Exchange
Sep. 19, 2022: 1:30 PM	Two Agencies in Dispute: What is LAFCo's Role in Assisting to Resolve the Conflict?
TBD	The Dirty Dozen: <i>Things I Wish I Knew About</i> <i>The Ac</i> t

BOARD MEETINGS:

July 22, 2022	LOCATION: Virtual
Oct. 21, 2022	LOCATION: Newport Beach (Conference)
Dec. 2, 2022	LOCATION: Virtual

LEGISLATIVE COMMITTEE MEETINGS:

July 29, 2022	LOCATION: Virtual
Sept. 16, 2022	LOCATION: Virtual
Oct. 7, 2022	LOCATION: TBD
Nov. 4, 2022	LOCATION: TBD

May, 2022



CONNECTIONS

parties were cooperative and there were no oral or written protests filed.

Contra Costa LAFCo Executive Officer Lou Ann Texeira extends thanks and kudos to Joe Serano, Executive Officer Santa Cruz LAFCO, and to Mark Bramfitt, Executive Officer Sonoma LAFCO, for their support.

NEW Roles

ROB BARTOLI Appointed San Mateo EO

San Mateo LAFCo reports that its commission took action to appoint Rob Bartoli as Executive Officer on March 16, 2022. Rob has held the title of Interim Executive Officer since the retirement of Martha Poyatos.

TAYLOR MORRIS Welcomed as L.A. GIS Technician

Los Angeles LAFCo has welcomed new GIS

Continued from Page 2

Technician, Taylor Morris, who began work at LAFCO this month. Taylor recently relocated to Los Angeles after working for six years in the right-of-way section of the Utah Department of Transportation. He holds a Bachelor of Science in Geography and Environmental and Sustainability Studies from the University of Utah.

MICHAEL HENDERSON Hired as Riverside GIS Analyst

Riverside LAFCo is pleased to welcome Michael Henderson to the newly created position of GIS Analyst.

KRYSTAL BRADFORD Takes Over as Butte Clerk

Krystal Bradford has taken over the reins as Butte LAFCo's Clerk upon the retirement of Joy Stover.

Congratulations to everyone!

ASSOCIATE Members

Continued from Page 1

CHASE DESIGNS, continued

for their clients by connecting business strategy and creative execution, Chase Designs helps businesses to make a statement with impactful branding that reinforces the values of the business. Go to ChrisChaseDesign.com to find out more, or contact Chris Chase at chris@chrischasedesign.com.

Associate Member SPOTLIGHT

The information below is provided by the Associate member upon joining the Association. All Associate Member information can be found in the CALAFCO Member Directory.

DTA is a national public finance and urban economics consulting firm specializing in infrastructure and public service finance. Their financing programs have utilized a variety of public financing mechanisms, such as Ads, CFDs, LLDs, and various types of fee programs.

To learn more about DTA, visit their website at www.FinanceDTA.com, or contact Colleen Liao at colleen@financedta.com.

SWALE, INC

Swale's consulting services focus on LAFCo critical issues including municipal service reviews, SOI's, CEQA compliance, strategic planning, workshops, and mapping with geographic information systems (GIS). Their northern California office is expanding to bring you the best of consulting services.

To learn more about SWALE, INC visit their website at www.swaleinc.com, or contact Kateri Harrison at Harrison@swaleinc.com

CALAFCO wishes to thank all of our Associate Members for your ongoing support and partnership. We look forward to highlighting you all in future Quarterly Reports.

CALAFCO

June 1, 2022

- To: Local Agency Formation Commission Members and Alternate Members
- From: Jo MacKenzie, Committee Chair CALAFCO Board Election Committee CALAFCO Board of Directors

RE: Nominations for 2022/2023 CALAFCO Board of Directors

Nominations are now open for the fall elections of the CALAFCO Board of Directors for the following seats:

CENTRAL REGION	SOUTHERN REGION	NORTHERN REGION	COASTAL REGION
County Member	City Member	City Member	County Member
District Member	Public Member	Public Member	District Member

Please inform your Commission that the CALAFCO Election Committee will be accepting nominations for the above-cited seats until:

MONDAY, SEPTEMBER 19, 2022 at 5:00 PM

Serving on the CALAFCO Board is a unique opportunity to work with other commissioners throughout the state on legislative, fiscal, and operational issues that affect us all. The Board meets four to five times each year, with half of the meetings currently being held virtually and the rest being held at alternate sites around the state.

Board seats are for a two-year term, with no term limits, and any LAFCo commissioner or alternate commissioner is eligible to run for a Board seat. The election will be conducted during Regional Caucuses at the CALAFCO Annual Conference prior to the Annual Membership Meeting on Thursday, October 20, 2022 at the Hyatt Regency John Wayne Airport in Newport Beach, California.

Should your Commission nominate a candidate, the Chair of your Commission must complete the attached Nomination Form and the Candidate's Résumé Form or provide the specified information in another format other than a résumé.

Please note that completed nomination forms and all materials must be RECEIVED by the CALAFCO Executive Director no later than **Monday, September 19, 2022 at 5:00 p.m.**

Returning the nomination form prior to that deadline ensures your nominee is placed on the ballot. Names will be listed in the order nominations were received. Electronic filing of nomination forms and materials is encouraged to facilitate the recruitment process. Forms and materials may either be emailed to **info@calafco.org** or mailed to:

> CALAFCO Election Committee c/o Executive Director California Association of Local Agency Formation Commissions 1020 12th Street, Suite 222 Sacramento, California 95814



Nominations received by the September 19th deadline will be included in the Election Committee's Report and will be on the ballot. The Report will be distributed to LAFCo members no later than October 4, 2022, with ballots made available to Voting Delegates at the Annual Conference.

Nominations received after the deadline will be returned; however, nominations may be made from the floor during the Regional Caucuses or during at-large elections, if required, at the Annual Membership Meeting.

For those member LAFCos who cannot send a representative to the Annual Meeting, an electronic ballot will be made available *if requested in advance*. **Ballot requests must also be received no later than 5:00 pm on Monday, September 19, 2022, with completed absentee ballots returned by 5:00 p.m. on Friday, October 14, 2022.**

NOMINATION/ELECTION PROCESS DEADLINES AND TIMELINES

- June 1 Nomination Announcement and packet sent to LAFCo membership and posted on the CALAFCO website.
- September 19 Completed Nomination packet due
- September 19 Request for an absentee/electronic ballot due
- September 19 Voting delegate name due to CALAFCO
- October 4 Distribution of the Election Committee Report (includes all completed/submitted nomination papers)
- October 4 Distribution of requested absentee/electronic ballots.
- October 14 Absentee ballots due to CALAFCO
- October 20 Elections

If you have any questions about the election process, please contact me at jmackenzie@calafco.org or by calling 760-743-7969. You may also contact CALAFCO Executive Director René LaRoche at rlaroche@calafco.org or by calling 916-442-6536.

Members of the 2022/2023 CALAFCO Election Committee are:

Jo MacKenzie, Chair	San Diego LAFCo (Southern Region)
jmackenzie@calafco.org	760-743-7969
Bill Connelly	Butte LAFCo (Northern Region)
bconnelly@calafco.org	530-538-6834
Margie Mohler	Napa LAFCo (Coastal Region)
mmohler@calafco.org	707-287-6911
Daniel Parra	Fresno LAFCo (Central Region)
dparra@calafco.org	559-834-3113

Additionally, you will also find attached for your reference a copy of the CALAFCO Board of Directors Nomination and Election Procedures, as well as the current listing of Board Members and corresponding terms of office.

I sincerely hope that you will consider joining us!



Board of Directors Nomination and Election Procedures and Forms

The procedures for nominations and election of the CALAFCO Board of Directors [Board] are designed to assure full, fair and open consideration of all candidates, provide confidential balloting for contested positions and avoid excessive demands on the time of those participating in the CALAFCO Annual Conference.

The Board nomination and election procedures shall be:

1. APPOINTMENT OF AN ELECTION COMMITTEE:

- a. Following the Annual Membership Meeting the Board shall appoint an Election Committee of four members of the Board. The Election Committee shall consist of one member from each region whose term is not ending.
- b. The Board Chair shall appoint one of the members of the Election Committee to serve as Committee Chair. The CALAFCO Executive Director shall either serve as staff to the Election Committee or appoint a CALAFCO regional officer to serve as staff in cooperation with the Executive Director.
- c. Each regional officer shall serve as staff liaison to the Election Committee specifically to assist in conducting the election as directed by the Executive Director and Committee.
- d. Goals of the Committee are to encourage and solicit candidates by region who represent member LAFCos across the spectrum of geography, size, and urban-suburban-rural population, and to provide oversight of the elections process.

2. ANNOUNCEMENT TO ALL MEMBER LAFCOs:

- a. No later than four months prior to the Annual Membership Meeting, the Election Committee Chair shall send an announcement to each LAFCo for distribution to each commissioner and alternate. The announcement shall include the following:
 - i. A statement clearly indicating which offices are subject to the election.
 - ii. A regional map including LAFCos listed by region.
 - iii. The specific date by which all nominations must be received by the Election Committee. The deadline shall be no later than 30 days prior to the opening of the Annual Conference. Nominations received after the closing date shall be returned to the proposing LAFCo marked "Received too late for Election Committee action."
 - iv. The names of the Election Committee members and the name of their LAFCo, regional representation, email address and phone number. The name, email address and phone number of the Executive Director shall also be included.
 - v. The email address and physical address to send the nominations forms.
 - vi. A form for a Commission to use to nominate a candidate and a candidate resume form of no more than one page each to be completed for each nominee.
 - vii. The specific date by which all voting delegate names are due.

Key Timeframes for Nominations Process

Days*

- 120 Nomination announcement30 Nomination deadline
- 14 Committee report released
- *Days prior to annual membership meeting
- viii. The specific date by which absentee ballots must be requested, the date CALAFCO will

distribute the absentee ballots, and the date by which they must be received by the Executive Director.

b. A copy of these procedures shall be posted on the web site.

3. THE ELECTION COMMITTEE:

- a. The Election Committee and the Executive Director have the responsibility to monitor nominations and help assure that there are adequate nominations from each region for each seat up for election. No later than two weeks prior to the Annual Conference, the Election Committee Chair shall distribute to the members the Committee Report organized by regions, including copies of all nominations and resumes, which are received prior to the end of the nomination period.
- b. At the close of the nomination period, the Election Committee shall prepare regional ballots. Each region will receive a ballot specific to that region. Each region shall conduct a caucus at the Annual Conference for the purpose of electing their designated representatives. Caucus elections must be held prior to the annual membership meeting at the Conference. The assigned regional officers along with a member of the Election Committee shall tally ballots at each caucus and provide the Election Committee the names of the elected Board members and any open seats. In the event of a tie, the regional officer and Election Committee member shall immediately conduct a run-off ballot of the tied candidates.
- c. Make available sufficient copies of the Committee Report for each Voting Delegate by the beginning of the Annual Conference. Only the designated Voting Delegate, or the designated Alternate Voting Delegate shall be allowed to pick up the ballot packet at the Annual Conference.
- d. Make available blank copies of the nomination forms and resume forms to accommodate nominations from the floor at either the caucuses or the annual meeting (if an at-large election is required).
- e. Advise the Executive Director to provide "CANDIDATE" ribbons to all candidates attending the Annual Conference.
- f. Advise the Executive Director to provide "VOTING DELEGATE" ribbons to all voting delegates attending the Annual Conference.
- g. Post the candidate statements/resumes organized by region on a bulletin board or other easily accessible location near the registration desk.
- h. Regional elections shall be conducted as described in Section 4 below. The representative from the Election Committee shall serve as the Presiding Officer for the purpose of the caucus election and shall be assisted by a regional officer from a region other than their own, as assigned by the Executive Director
- i. Following the regional elections, in the event that there are open seats for any offices subject to the election, the Election Committee Chair shall notify the Chair of the Board of Directors that an at-large election will be required at the annual membership meeting and to provide a list of the number and category of seats requiring an at-large election.

4. ELECTRONIC BALLOT FOR LAFCO IN GOOD STANDING NOT ATTENDING ANNUAL MEETING Limited to the elections of the Board of Directors

- a. Any LAFCo in good standing shall have the option to request an electronic ballot if there will be no representative attending the annual meeting.
- b. LAFCos requesting an electronic ballot shall do so in writing to the Executive Director no later than 30 days prior to the annual meeting.

- c. The Executive Director shall distribute the electronic ballot no later than two weeks prior to the annual meeting.
- d. LAFCo must return the ballot electronically to the Executive Director no later than three working days prior to the annual meeting.
- e. LAFCos voting by electronic ballot may discard their electronic ballot if a representative is able to attend the annual meeting.
- f. LAFCos voting under this provision may only vote for the candidates nominated by the Election Committee as noted on the ballot and may not vote in any run-off elections.

5. AT THE TIME FOR ELECTIONS DURING THE REGIONAL CAUCUSES OR ANNUAL MEMBERSHIP MEETING:

- a. The Presiding Officer shall:
 - i. Review the election procedure with the membership of their region.
 - ii. Present the Election Committee Report (previously distributed).
 - iii. Call for nominations from the floor by category for those seats subject to this election:
 - 1. For city member.
 - 2. For county member.
 - 3. For public member.
 - 4. For special district member.
- b. To make a nomination from the floor, a LAFCo, which is in good standing, shall identify itself and then name the category of vacancy and individual being nominated. The nominator may make a presentation not to exceed two minutes in support of the nomination.
- c. When there are no further nominations for a category, the Presiding Officer shall close the nominations for that category.
- d. The Presiding Officer shall conduct a "Candidates Forum". Each candidate shall be given time to make a brief statement for their candidacy. If a candidate is absent from the regional caucus, they may ask someone in their region to make a brief statement on their behalf.
- e. The Presiding Officer shall then conduct the election:
 - i. For categories where there are the same number of candidates as vacancies, the Presiding Officer shall:
 - 1. Name the nominees and offices for which they are nominated.
 - 2. Call for a voice vote on all nominees and thereafter declare those unopposed candidates duly elected.
 - ii. For categories where there are more candidates than vacancies, the Presiding Officer shall:
 - 1. Poll the LAFCos in good standing by written ballot.
 - 2. Each LAFCo in good standing may cast its vote for as many nominees as there are vacancies to be filled. The vote shall be recorded on a tally sheet.

- 3. Any ballots submitted electronically for candidates included in the Election Committee Report shall be added to the tally.
- 4. With assistance from the regional officer, tally the votes cast and announce the results.
- iii. Election to the Board shall occur as follows:
 - 1. A majority of the total number of LAFCos in a given region are required for a quorum. Returned absentee ballots shall count towards the total required for a quorum.
 - 2. The nominee receiving the majority of votes cast is elected.
 - 3. In the case of no majority, the two nominees receiving the two highest number of votes cast shall face each other in a run-off election. Electronic ballots are not included in the tally for any run-off election(s).
 - 4. In case of tie votes:
 - a. A second run-off election shall be held with the same two nominees.
 - b. If there remains a tie after the second run-off, the winner shall be determined by a draw of lots.

6. ADDITIONAL PROCEDURES

- a. For categories where there are more candidates than vacancies, names shall be listed on the ballot in the order the nomination was received and deemed complete.
- b. The Election Committee Chair shall announce and introduce all Board Members elected during the Regional Caucuses at the annual business meeting.
- c. In the event that Board seats remain unfilled after a Regional Caucus, an election will be held immediately at the annual business meeting to fill the position at-large. Nominations will be taken from the floor and the election process will follow the procedures described in Section 4 above. Any commissioner or alternate from a member LAFCo may be nominated for at-large seats.
- d. Seats elected at-large become subject to regional election at the expiration of the term. Only representatives from the region may be nominated for the seat.
- e. As required by the Bylaws, the members of the Board shall meet as soon as possible after election of new Board members for the purpose of electing officers, determining meeting places and times for the coming year, and conducting any other necessary business.

7. LOSS OF ELECTION IN HOME LAFCO

Board Members and candidates who lose elections in their home office shall notify the Executive Director within 15 days of the certification of the election.

8. FILLING BOARD VACANCIES

Vacancies on the Board of Directors may be filled by appointment by the Board for the balance of the unexpired term. Appointees must be from the same category as the vacancy, and should be from the same region.

CALAFCO's Four Regions



The counties in each of the four regions consist of the following:

Northern Region Butte Colusa Del Norte Glenn Humboldt Lake Lassen Mendocino Modoc Nevada Plumas Shasta Sierra Siskiyou Sutter	Coastal Region Alameda Contra Costa Marin Monterey Napa San Benito San Francisco San Luis Obispo San Mateo Santa Barbara Santa Clara Santa Clara Solano Sonoma Ventura
Tehama Trinity Yuba	CONTACT: Dawr Napa LAFCo dlongori@napa.l
CONTACT: Steve Lucas	
Butte LAFCo	Original Destan
slucas@buttecounty.net	Central Region Alpine Amador Calaveras
Southern Region	El Dorado
Orange	Fresno
Los Angeles	Inyo
Imperial	Kings
Riverside San Bernardino San Diego	Madera Mariposa Merced
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CONTACT: Gary Thompson **Riverside LAFCo** gthompson@lafco.org

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n Longoria lafco.ca.gov.

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Merced Mono Placer Sacramento San Joaquin Stanislaus Tulare Tuolumne Yolo

CONTACT: José Henriquez Sacramento LAFCo henriquezj@saccounty.net

CURRENT BOARD MEMBERS AND TERMS

NAME	REGION	TYPE & TERM
Bill Connelly, Vice Chair	Butte <i>Northern</i>	County (2023)
Blake Inscore	Del Norte <i>North</i>	City (2022)
Gay Jones	Sacramento <i>Central</i>	District (2022)
Michael Kelley	Imperial <i>Southern</i>	County (2023)
Debra Lake	Humboldt <i>Northem</i>	District (2023)
Chris Lopez	Monterey <i>Coastal</i>	County (2022)
Daron McDaniel	Merced <i>Central</i>	County (2022)
Michael McGill	Contra Costa <i>Coastal</i>	District (2022)
Derek McGregor	Orange <i>Southern</i>	Public (2022)
Jo MacKenzie	San Diego <i>Southern</i>	District (2023)
Margie Mohler, Treasurer	Napa <i>Coastal</i>	City (2023)
Anita Paque, Chair	Calaveras <i>Central</i>	Public (2023)
Daniel Parra	Fresno Central	City (2023)
Shane Stark	Santa Barbara <i>Coastal</i>	Public (2023)
Josh Susman	Nevada <i>Northern</i>	Public (2022)
Acquanetta Warren, Secretary	San Bernardino <i>Southern</i>	City (2022)



Board of Directors 2022/2023 Nominations Form

Nomination to the CALAFCO Board of Directors

In accordance with the Nominations and Election Procedures of CALAFCO,				
		_LAFCo of the _		Region
Nominates				e
for the (check one)	□ City	County	□ Special District	D Public
Position on the CALAFCO Board of Directors to be filled by election at the next Annual				
Membership Meeting	of the Associ	ation.		

LAFCo Chair

Date

Notice of DeadLine Nominations must be received by September 19, 2022 at 5:00 p.m. to be considered by the Election Committee. Send completed nominations to: CALAFCO Election Committee CALAFCO 1020 12th Street, Suite 222 Sacramento, CA 95814 Or email to: info@calafco.org

Date Received	



Board of Directors 2022/2023 Candidate Résumé Form (Complete both pages)

Nominated By:	LAFCo	Date:	
Region (please check one): 🛛 Northern	Coastal Cen	tral 🛛 Southern	
Category (please check one): 🛛 City	County Decial Di	strict 🛛 Public	
Candidate Name			
Address			
Phone Office	Mobile		
e-mail			
Personal and Professional Background:			

LAFCo Experience:

CALAFCO or State-level Experience:

Availability:

Other Related Activities and Comments:

NOTICE OF DEADLINE

Nominations must be received by **September 19, 2022** at 5:00 p.m. to be considered by the Election Committee.

Send completed nominations to:

CALAFCO Election Committee CALAFCO 1020 12th Street, Suite 222 Sacramento, CA 95814

Or email to: info@calafco.org