



COUNTY OF SAN DIEGO

2018 DEC -6 PM 1:08

CLERK OF THE BOARD
OF SUPERVISORS

DIANNE JACOB
VICE-CHAIRWOMAN
SUPERVISOR, SECOND DISTRICT
SAN DIEGO COUNTY BOARD OF SUPERVISORS

AGENDA ITEM

DATE: December 11, 2018

44

TO: Board of Supervisors

SUBJECT

CALL A SPECIAL ELECTION TO APPROVE DISSOLUTION AND REORGANIZATION PROCEEDINGS, JULIAN-CUYAMACA FIRE PROTECTION DISTRICT (DISTRICT: 2)

OVERVIEW

On April 10, 2018, the Julian-Cuyamaca Fire Protection District (JCFPD) adopted a resolution to submit an application to the Local Agency Formation Commission (LAFCO) for dissolution. On May 15, 2018 (2), the Board of Supervisors (Board) authorized the San Diego County Fire Authority (SDCFA) to submit an application to LAFCO for the expansion of County Service Area No. 135 (CSA 135) latent powers in conjunction with JCFPD's application for dissolution.

At a noticed hearing on September 10, 2018, LAFCO approved the reorganization proposal involving JCFPD and CSA 135. LAFCO subsequently held a noticed protest hearing on the reorganization on October 16, 2018. The Registrar of Voters validated 626 of 803 received written protests, which amounts to 26% of the 2,410 registered voters in the JCFPD. After completing this verification, the Registrar of Voters confirmed that there is valid and sufficient protest to require an election regarding the reorganization.

On December 3, 2018, LAFCO formalized the results of the protest through an ordering resolution that requests the Board of Supervisors to call an election. The resolution also made recommendations on the date and type of election to be held, and included a request for an impartial analysis to appear on the ballot.

This is a request to adopt a resolution to conduct a special election on March 19, 2019, entirely by mail-ballot, to allow the registered voters within the JCFPD territory to either approve or oppose the LAFCO reorganization proceedings.

RECOMMENDATION(S)

VICE-CHAIRWOMAN DIANNE JACOB

1. Find that the adoption of the proposed resolution to conduct a special election is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines

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Section 15378(b)(5) because the proposed action involves organization or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

2. Adopt a Resolution entitled: RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS TO CONDUCT ELECTION IN THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT ON THE QUESTION OF THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT DISSOLUTION.

FISCAL IMPACT

There is no fiscal impact associated with this resolution to conduct a special election. The Local Agency Formation Commission (LAFCO) will pay all costs involved in carrying out the election. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

On April 10, 2018, after receiving sufficient public input, the Board of the Julian-Cuyamaca Fire Protection District (JCFPD) approved a Resolution of Application to the Local Agency Formation Commission (LAFCO) for the proposed dissolution of JCFPD. This proposal was conditioned on the concurrent expansion of County Service Area No. 135 (CSA 135) to assume fire protection and emergency medical services in JCFPD's coverage area.

On May 15, 2018 (2), the San Diego County Board of Supervisors (Board) authorized the San Diego County Fire Authority (SDCFA) to submit an application to LAFCO for the expansion of CSA 135 latent powers in conjunction with JCFPD's application for dissolution. SDCFA has been providing fire protection and emergency services, administrative services, training, fire prevention services, fleet services, and apparatus resources in the JCFPD territory as of June 1, 2018.

At a noticed hearing on September 10, 2018, LAFCO approved the reorganization proposal involving JCFPD and CSA 135. LAFCO subsequently held a noticed protest hearing on the reorganization on October 16, 2018. The Registrar of Voters validated 626 of 803 received written protests, which amounts to 26% of the 2,410 registered voters in the JCFPD. After completing this verification, the Registrar of Voters confirmed that there is valid and sufficient protest to require an election regarding the reorganization.

On December 3, 2018, LAFCO certified the results of the protest hearing and adopted a resolution ordering the reorganization subject to an election. The resolution requests that the County Board of Supervisors direct the Registrar of Voters, within 45 days, to conduct the necessary election pursuant to State law. LAFCO further recommends that the special election be conducted wholly

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by mail ballot and set for a date no later than 100 days from today's date – the date the Board calls the special election – with a preferred date of March 19, 2019.

This is a request to adopt a resolution to conduct a special election on March 19, 2019, entirely by mail-ballot, in the JCFPD territory to allow voters to determine whether the LAFCO reorganization proceedings should move forward.

ENVIRONMENTAL STATEMENT

The proposed action does not qualify as a project pursuant to CEQA Guidelines Section 15378(b)(5) because the proposed action involves organization or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's proposed actions support the Living Safely and Operational Excellence Initiatives in the County of San Diego's 2018-2023 Strategic Plan by providing an opportunity for the voters in the Julian-Cuyamaca Fire Protection District (JCFPD) to approve the dissolution and reorganization of the JCFPD, which would improve fire protection and emergency medical services in the area.

Respectfully submitted,



DIANNE JACOB
Supervisor, Second District

ATTACHMENT(S)

Attachment A RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS TO CONDUCT ELECTION IN THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT ON THE QUESTION OF THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT DISSOLUTION

Attachment B RESOLUTION OF THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION REQUESTING THE SAN DIEGO COUNTY BOARD OF SUPERVISORS DIRECT THE COUNTY ELECTIONS OFFICIAL TO CONDUCT AN ELECTION OF THE REGISTERED VOTERS OF THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT TO CONFIRM THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION'S ORDER RO18-09 ET AL. DISSOLVING THE JULIAN-CUYAMACA FIRE PROTECTION DISTRICT AND DESIGNATING COUNTY SERVICE AREA NO. 135 AS SUCCESSOR

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AGENDA ITEM INFORMATION SHEET

REQUIRES FOUR VOTES: Yes No

WRITTEN DISCLOSURE PER COUNTY CHARTER SECTION 1000.1 REQUIRED

Yes No

PREVIOUS RELEVANT BOARD ACTIONS:

May 15, 2018 (2) Noticed Public Hearing: Reorganization of Julian-Cuyamaca Fire Protection District into County Service Area No. 135; April, 29, 2014 (4), San Diego County Fire Authority Fire Master Plan Implementation Update; July 30, 2013 (3), Adoption of the San Diego County Fire Authority Fire Master Plan; Initiating Step II of the Hybrid Plan Proposal; September 14, 2010 (2), Fire Deployment Study – Implementation Plan; May 19, 2010 (1), Accept the Deployment Study Assessing the Delivery of Fire and Emergency Medical Services in San Diego County; June 25, 2008 (1), Improving Fire and Life Safety Services in Unincorporated San Diego County.

BOARD POLICIES APPLICABLE:

N/A

BOARD POLICY STATEMENTS:

N/A

MANDATORY COMPLIANCE:

N/A

ORACLE AWARD NUMBER(S) AND CONTRACT AND/OR REQUISITION NUMBER(S):

N/A

ORIGINATING DEPARTMENT: District 2

OTHER CONCURRENCE(S): N/A

CONTACT PERSON(S):

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