

MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF DIRECTORS OF  
COUNTY SANITATION DISTRICT NO. 22  
HELD AT THE OFFICE OF THE DISTRICT

May 24, 2023  
1:30 o'clock, P.M.

The Board of Directors of County Sanitation District No. 22 of Los Angeles County met in regular session.

There were present: Paul Cheng, Director from Arcadia  
Robert Gonzales, Director from Azusa  
Richard Barakat, Alternate Director from Bradbury  
Gary Boyer, Director from Glendora  
H. Manuel Ortiz, Director from Irwindale  
Tim Hepburn, Director from La Verne  
Becky Shevlin, Director from Monrovia  
Emmett Badar, Director from San Dimas  
Allen Wu, Director from Walnut  
Rosario Diaz, Alternate Director from West Covina  
Margaret Finlay, Chairperson, Alternate Director from Duarte

Absent: Emmanuel Estrada, Director from Baldwin Park  
Patricia Cortez, Director from Covina  
Janice Hahn, Director from Los Angeles County

Also present: Kimberly S. Christensen, Secretary to the Board  
Jessica Lienau, District Counsel

RE: PUBLIC COMMENT  
The Chairperson announced this was the time for any questions or comments by members of the public. There were no public comments or questions to address the Board on any matters.

RE: MINUTES  
Upon motion of Director Barakat, duly seconded and unanimously carried, the minutes of the regular meeting held April 26, 2023, were approved.

RE: DISTRICT EXPENSES  
The following expenses for the month of February 2023, were presented and upon motion of Director Barakat, duly seconded and unanimously carried, were approved:

Local District Expenses:

Operations & Maintenance	<u>\$3,375</u>
Total Expenses	<u>\$3,375</u>

RE: ANNEXATION NO. 444  
RESOLUTIONS AUTHORIZING  
APPLICATION TO LOCAL AGENCY  
FORMATION COMMISSION AND  
APPROVING NEGOTIATED  
EXCHANGE OF PROPERTY  
TAX REVENUES - ADOPT

Annexation No. 444 consists of one existing single-family home in the City of Covina. Each annexation to the District's service area requires adoption of two resolutions by the Board. The first resolution authorizes submittal of the annexation application to Local Agency Formation Commission (LAFCO) and consents to a waiver of the LAFCO protest hearing. The second resolution is a joint resolution with agencies that already provide services to the proposed annexation territory, agreeing to the amount of property tax revenue that will be apportioned to the District in accordance with the Revenue and Taxation Code. A data sheet, map, and Notice of Finding were attached to the agenda. A recommendation was made that the Board adopt a resolution for making an application to LAFCO for annexation and consent to a waiver of protest proceedings. Furthermore, a recommendation was made that the Board adopt a joint resolution with the County of Los Angeles, City of Covina, and Three Valleys Municipal Water District approving and accepting the negotiated exchange of property tax revenues resulting from annexation.

Upon motion of Director Barakat, duly seconded and unanimously carried, the Board of Directors of County Sanitation District No. 22 of Los Angeles County does hereby approve the Joint Resolution of the Board of

Supervisors of the County of Los Angeles, the governing bodies of the City of Covina, and Three Valleys Municipal Water District, and this Board of Directors, approving and accepting the negotiated exchange of property tax revenues resulting from Annexation No. 444 to the District, a copy of which is on file at the Office of the District and by reference incorporated herein as though fully set forth; and the Chairperson and Secretary are authorized to execute the Joint Resolution on behalf of the District. Furthermore, the following resolution was adopted:

### RESOLUTION

WHEREAS, the Board of Directors of County Sanitation District No. 22 of Los Angeles County, hereinafter referred to as "District", desires to commence proceedings for the annexation to District of certain territory, described in Exhibit "A", attached hereto and by reference incorporated as a part hereof; and

WHEREAS, said Board of Directors does hereby certify that the proposed annexation is exempt from the provisions of the California Environmental Quality Act;

NOW, THEREFORE, said Board of Directors does HEREBY RESOLVE, FIND, AND DECLARE as follows:

1. Application and a proposal is hereby made to the Local Agency Formation Commission of Los Angeles County for a change of organization as follows:
  - (a) This proposal is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 commencing with Section 56000, Government Code, State of California.
  - (b) The nature of the proposed change of organization and the name of the District for which such change of organization is proposed are as follows:

The annexation of the territory described in Exhibit "A" hereof to County Sanitation District No. 22 of Los Angeles County.
  - (c) The names of all other affected counties, Districts, or cities are as follows:

Counties: None

Districts: None

Cities: Arcadia, Azusa, Baldwin Park, Bradbury, Covina, Duarte, Glendora, Irwindale, La Verne, Monrovia, San Dimas, Walnut, and West Covina
  - (d) The territory is uninhabited. A description of the exterior boundaries of such territory is set forth in Exhibit "A" hereof.
  - (e) It is desired that the proposed annexation provide for and be made subject to the following terms and conditions:
    - (1) The retention by District of the deposited sum of \$4,250.00 as the fee required by the Board of Directors for said annexation.
    - (2) The negotiated exchange of property tax revenues between affected agencies resulting from said annexation to District.
  - (f) The reasons for this proposal are as follows:
    - (1) The District is empowered to and is engaged in providing sewerage facilities which can best serve the territory proposed to be annexed with sewage disposal service. Based on the information provided by the property owners, the District's sewerage facilities have or, in accordance with current policy, will have adequate capacity to collect, treat, and dispose of the wastewater anticipated to be generated on the subject property. Actual sewer hook-up will not be allowed until payment of the connection fee and shall be subject to all circumstances then existent including the availability of capacity. Disposal of the treated wastewater will be in accordance with waste discharge permits issued by the appropriate California Regional Water Quality Control Board.

- (2) Said territory consists of one existing single-family home, and the property owners have requested in writing that the territory be provided with sewage disposal service.
  - (3) Said territory must be annexed to District before sewage disposal service is provided.
  - (g) This proposal is consistent with the sphere of influence of the District.
  - (h) In accordance with the requirements of California Health & Safety Code Section 4830, the territory subject to this annexation will benefit from the annexation.
  - (i) It is hereby requested that proceedings be taken for the change of organization proposed, according to the terms and conditions stated above and in a manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.
2. Said District consents to waiver of protest proceedings pursuant to Section 56663 of the Government Code.
  3. The Clerk of the District is hereby authorized and directed to file a certified copy of this resolution with the Executive Officer of the Local Agency Formation Commission of Los Angeles County.

RE: ANNEXATION NO. 445  
 RESOLUTIONS AUTHORIZING  
 APPLICATION TO LOCAL AGENCY  
 FORMATION COMMISSION AND  
 APPROVING NEGOTIATED  
 EXCHANGE OF PROPERTY  
 TAX REVENUES - ADOPT

Annexation No. 445 consists of one proposed single-family home in the City of West Covina. Each annexation to the District's service area requires adoption of two resolutions by the Board. The first resolution authorizes submittal of the annexation application to Local Agency Formation Commission (LAFCO) and consents to a waiver of the LAFCO protest hearing. The second resolution is a joint

resolution with agencies that already provide services to the proposed annexation territory, agreeing to the amount of property tax revenue that will be apportioned to the District in accordance with the Revenue and Taxation Code. A data sheet, map, and Notice of Finding for each annexation were attached to the agenda. A recommendation was made that the Board adopt a resolution for making an application to LAFCO for annexation and consent to a waiver of protest proceedings. Furthermore, a recommendation was made that the Board adopt a joint resolution with the County of Los Angeles, City of West Covina, and Three Valleys Municipal Water District approving and accepting the negotiated exchange of property tax revenues resulting from annexation.

Upon motion of Director Barakat, duly seconded and unanimously carried, the Board of Directors of County Sanitation District No. 22 of Los Angeles County does hereby approve the Joint Resolution of the Board of Supervisors of the County of Los Angeles, the governing bodies of the City of West Covina, and Three Valleys Municipal Water District, and this Board of Directors, approving and accepting the negotiated exchange of property tax revenues resulting from Annexation No. 445 to the District, a copy of which is on file at the Office of the District and by reference incorporated herein as though fully set forth; and the Chairperson and Secretary are authorized to execute the Joint Resolution on behalf of the District. Furthermore, the following resolution was adopted:

RESOLUTION

WHEREAS, the Board of Directors of County Sanitation District No. 22 of Los Angeles County, hereinafter referred to as "District", desires to commence proceedings for the annexation to District of certain territory, described in Exhibit "A", attached hereto and by reference incorporated as a part hereof; and

WHEREAS, said Board of Directors does hereby certify that the proposed annexation is exempt from the provisions of the California Environmental Quality Act;

NOW, THEREFORE, said Board of Directors does HEREBY RESOLVE, FIND, AND DECLARE as follows:

1. Application and a proposal is hereby made to the Local Agency Formation Commission of Los Angeles County for a change of organization as follows:
  - (a) This proposal is made pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 commencing with Section 56000, Government Code, State of California.

- (b) The nature of the proposed change of organization and the name of the District for which such change of organization is proposed are as follows:

The annexation of the territory described in Exhibit "A" hereof to County Sanitation District No. 22 of Los Angeles County.

- (c) The names of all other affected counties, Districts, or cities are as follows:

Counties: None

Districts: None

Cities: Arcadia, Azusa, Baldwin Park, Bradbury, Covina, Duarte, Glendora, Irwindale, La Verne, Monrovia, San Dimas, Walnut and West Covina

- (d) The territory is uninhabited. A description of the exterior boundaries of such territory is set forth in Exhibit "A" hereof.

- (e) It is desired that the proposed annexation provide for and be made subject to the following terms and conditions:

- (1) The retention by District of the deposited sum of \$4,300.00 as the fee required by the Board of Directors for said annexation.
- (2) The negotiated exchange of property tax revenues between affected agencies resulting from said annexation to District.

- (f) The reasons for this proposal are as follows:

- (1) The District is empowered to and is engaged in providing sewerage facilities which can best serve the territory proposed to be annexed with sewage disposal service. Based on the information provided by the property owners, the District's sewerage facilities have or, in accordance with current policy, will have adequate capacity to collect, treat, and dispose of the wastewater anticipated to be generated on the subject property. Actual sewer hook-up will not be allowed until payment of the connection fee and shall be subject to all circumstances then existent including the availability of capacity. Disposal of the treated wastewater will be in accordance with waste discharge permits issued by the appropriate California Regional Water Quality Control Board.
- (2) Said territory is proposed to be developed, and the property owners have requested in writing that the territory be provided with sewage disposal service.
- (3) Said territory must be annexed to District before sewage disposal service is provided.

- (g) This proposal is consistent with the sphere of influence of the District.

- (h) In accordance with the requirements of California Health & Safety Code Section 4830, the territory subject to this annexation will benefit from the annexation.

- (i) It is hereby requested that proceedings be taken for the change of organization proposed, according to the terms and conditions stated above and in a manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

2. Said District consents to waiver of protest proceedings pursuant to Section 56663 of the Government Code.
3. The Clerk of the District is hereby authorized and directed to file a certified copy of this resolution with the Executive Officer of the Local Agency Formation Commission of Los Angeles County.

RE: APPROVE AND ACCEPT NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES FOR ANNEXATION OF PETITION NOS. 5-323 (TRACT 65943) AND 56-1017 TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687

The County Lighting Maintenance District 1687 (Lighting District) is proposing to annex territory located within the District's service area. The Revenue and Taxation Code requires that the District and other agencies that are already providing service to the territory, and are receiving property tax revenue, adopt a

joint resolution approving the amount of property tax revenue to be apportioned to the agency providing the new service. The apportionment is determined by the Los Angeles County Auditor-Controller. Maps prepared by the Los Angeles County Department of Public Works showing the proposed annexations were attached to the agenda. Staff has determined that adoption of the joint resolutions does not constitute a "Project" under the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21065 and Title 14 of the California Code of Regulations ("CEQA Guidelines") Section 15378. A recommendation was made that the Board adopt joint resolutions approving and accepting the negotiated exchange of property tax revenues resulting from annexation of Petitions Nos. 5-323 (Tract 65943) and 56-1017 to the Lighting District affecting the County of Los Angeles, Upper San Gabriel Valley Municipal Water District, and County Sanitation District No. 22.

Upon motion of Director Barakat, duly seconded and unanimously carried, the Board of Directors of County Sanitation District No. 22 of Los Angeles County does hereby approve the Joint Resolutions of the governing bodies of the County of Los Angeles, Upper San Gabriel Valley Municipal Water District, County Sanitation District No. 22, and County Lighting Maintenance District 1687 providing for the approval and acceptance of the negotiated exchange of property tax revenues resulting from the jurisdictional changes identified as Annexation of Petition 5-323 (Tract 65943) to the County Lighting Maintenance District 1687; and the Chairperson and Secretary were authorized to execute the Joint Resolutions on behalf of the District.

RE: SERVICE CHARGE PROGRAM HOLD PUBLIC HEARING ON SERVICE CHARGE REPORT, AND COLLECTION ON TAX ROLL

The Chief Engineer and General Manager announced that today the Board would hold a public hearing, and the proposed rate increases associated with the service charge, industrial wastewater surcharge, and connection fee rates, and the collection of the service charge on the

property tax roll were presented. Holding a public hearing and then adopting the Service Charge Report is required each year to collect the wastewater service charge on the property tax roll. The current service charge rate per single-family home is \$14.75 per month (\$177 per year). The rate for fiscal year 2023-24, as previously adopted by the Board of Directors, is \$15.00 per month (\$180 per year). A letter discussing this matter, together with the Service Charge Report, the preliminary budget, and a budget explanation and glossary, accompanies the agenda. This item is consistent with the Districts' Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and to plan for both short-term and long-term needs to minimize the need for significant rate increases.

In accordance with Section 5473 of the Health and Safety Code of the State of California, the *County Sanitation District No. 22 Service Charge Report for Fiscal Year 2023-24*, was filed on March 22, 2023, and publication of two newspaper notices for today's public hearing were published in the *San Gabriel Valley Tribune*, a daily newspaper. The Service Charge Report addresses the continued collection of the service charge for the District on the tax roll. These charges are needed to supplement the District's existing revenue sources for the forthcoming fiscal year, as discussed in the letter to the Boards, dated February 3, 2023.

The Chairperson opened a public hearing on the Service Charge Report for County Sanitation District No. 22 of Los Angeles County. In response to the Chairperson's question, the Secretary reported that the District has received no correspondence or telephone calls on the Service Charge Report.

There being no further comments, the Chairperson closed the public hearing.

RE: SERVICE CHARGE PROGRAM ADOPT SERVICE CHARGE REPORT

Following the public hearing, upon motion of Director Barakat, duly seconded and unanimously carried, the Board of Directors of County Sanitation District No. 22

of Los Angeles County approved and adopted the *County Sanitation District No. 22 Service Charge Report for Fiscal Year 2023-24*, which was filed with the Clerk of the Board on March 22, 2023.

Upon motion of Director Barakat, duly seconded and unanimously carried, the meeting was adjourned.

*Margaret Finlay*  
MARGARET FINLAY  
Chairperson

ATTEST:

*Kimberly S. Christensen*

KIMBERLY S. CHRISTENSEN  
Secretary

/cc