

*Alameda*  
**LAFCO**

ALAMEDA LOCAL AGENCY FORMATION COMMISSION  
1221 OAK STREET, SUITE 555 \* OAKLAND, CA 94612  
(510) 271-5142 FAX (510) 272-3784

**Members**

**Katy Foulkes**, Chair  
Special District Member

**Gail Steele**  
County Member

**Marshall Kamena**  
City Member

**Sblend Sblendorio**  
Public Member

**Ayn Wieskamp**  
Special District Member

**Nate Miley**, Vice Chair  
County Member

**Jennifer Hosterman**  
City Member

**Alternates**

**Louis Andrade**  
Special District Member

**Scott Haggerty**  
County Member

**Anthony B. Santos**  
City Member

**David Haubert**  
Public Member

**Executive Officer**

Mona Palacios

**A G E N D A**

**Thursday, January 14, 2010  
4:30 PM**

**Meeting Location  
DUBLIN SAN RAMON SERVICES DISTRICT  
BOARD ROOM  
7051 DUBLIN BOULEVARD  
DUBLIN, CALIFORNIA**

**Commissioners:** Gail Steele, County Member; Nate Miley, Vice Chair, County Member; Marshall Kamena, City Member; Jennifer Hosterman, City Member; Katy Foulkes, Chair, Special District Member; Ayn Wieskamp, Special District Member; and Sblend Sblendorio, Public Member.

**Alternates:** Scott Haggerty, County Member; Anthony Santos, City Member; Louis Andrade, Special District Member; and David Haubert, Public Member.

**LAFCo Staff:** Mona Palacios, Executive Officer; Brian Washington, Legal Counsel; Ineda Adesanya, LAFCo Planner; Sandy Hou, Clerk.

On behalf of the Chair, the Commission welcomes you to its meetings and your interest is appreciated. **If you wish to speak to a matter on the agenda, please complete a Speakers Card and submit it to staff.** When your name is announced, please come forward and give your name and address, and state your comments or questions. If you wish to speak on a matter not on the agenda, please wait until the Chair calls for Public Comment. Speakers may have a time limitation imposed at the discretion of the Chair.

Only those issues which are brought up at the public hearing described in this notice, or in written correspondence delivered to the LAFCo Commissioners at or prior to the hearing, may be raised in any legal challenge to the actions taken by the Commission.

**DISCLOSURE OF BUSINESS OR CAMPAIGN CONTRIBUTIONS  
TO COMMISSIONERS**

Government Code Section 84308 requires that a Commissioner (regular or alternate) disqualify herself or himself and not participate in a proceeding involving an "entitlement for use" application if, within the last twelve months, the Commissioner has received **\$250 or more in business or campaign contributions from an applicant, an agent of an applicant, or any financially interested person who actively supports or opposes a decision on the matter.** A LAFCo decision approving a proposal (e.g., for an annexation) will often be an "entitlement for use" within the meaning of Section 84308. Sphere of Influence determinations are exempt under Government Code Section 84308.

If you are an applicant or an agent of an applicant on such a matter to be heard by the Commission and if you have made business or campaign contributions totaling \$250 or more to any Commissioner in the past twelve months, Section 84308(d) requires that you disclose that fact for the official record of the proceeding. The disclosure of any such contribution (including the amount of the contribution and the name of the recipient Commissioner) must be made either: 1) In writing and delivered to the Secretary of the Commission prior to the hearing on the matter, or 2) By oral declaration made at the time the hearing on the matter is opened. Contribution disclosure forms are available at the meeting for anyone who prefers to disclose contributions in writing.

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**Regular Meeting**

**1. Call to Order and Roll Call**

- 2. Public Comment:** Anyone from the audience may address the Commission on any matter not listed on the agenda and within the jurisdiction of the Alameda LAFCo. The Commission cannot act upon matters not appearing on the agenda. *Speakers are limited to three (3) minutes.*

**3. Approval/Correction of Minutes – September 10, 2009 – Regular Meeting**

[Draft Minutes](#)

- 4. City of Hayward Out-of-Area Service Agreement – Arbutus Court –** The Commission will consider an application filed by the City of Hayward to provide sewer services to two parcels located on Arbutus Court and in the Arbutus Court Sewer Benefit District in unincorporated Alameda County.

[Staff Report](#) and Attachments: [Map](#) [Application](#) [Letter to Property Owners](#) [Draft Resolution](#)

**LAFCo Staff Recommendation:** Approve

- 5. Mt. Eden Reorganization Phase II - Annexation to the City of Hayward and Corresponding Detachment from and Sphere of Influence (SOI) Amendments to the Alameda County Library District and the Alameda County Fire Department –** The proposed reorganization consists of the annexation of two unincorporated island areas totaling 61 acres consisting of 68 parcels (various Assessor Parcel Numbers) to the City of Hayward; detachment of the same territory from the Alameda County Library District (ACLD) and Alameda County Fire District (ACFD), and corresponding amendments to the ACLD and ACFD's SOIs to reflect detachments

from the special districts. All parcels are located within the City of Hayward's SOI. The applicant is requesting an island annexation pursuant to Government Code § 56375.3 of the Cortese-Knox Hertzberg Local Government Reorganization Act of 2000 (CKH), which states that LAFCo shall waive protest proceedings and approve the annexation, following a publicly noticed.

[Staff Report](#) and Attachments: [Maps](#) [Application](#) [Plan for Municipal Services](#) [Draft Resolution](#)

**LAFCo Staff Recommendation:** Approve

6. **Alameda County Water District Annexation – BART Warm Springs Station** – The Commission will consider a petition application filed by the Bay Area Rapid Transit (BART) District (property owners) to annex approximately 35 acres to the Alameda County Water District to provide water service to the future BART Warm Springs Station generally located near the intersection of S. Grimmer Blvd. and Warm Springs Blvd. in southern Fremont.

Consideration may be given to including the following four parcels (approximately 5 acres) that are contiguous with the subject property:

	Assessor Parcel Number	Property Owner
1	519-1310-34-13	Lopes
2	519-1310-37-1	Santa Clara Valley Transportation Authority
3	519-1310-37-2	Union Pacific Railroad
4	519-1310-38-2	Union Pacific Railroad

[Staff Report](#) and Attachments: [Map](#) [Map-proposed amended](#) [Application](#) [Draft Resolution](#)  
[Draft Resolution-proposed amended version](#)

**LAFCo Staff Recommendation:** Approve

7. **Mid-year Financial Report FY 2009-2010**

[Staff Report](#)

**LAFCo Staff Recommendation:** Receive and file

8. **Matters Initiated by Members of the Commission**

9. **Informational Items**

- a. Application and Project Update [Staff Report](#)
- b. 2009 CALAFCO Annual Conference Report Back (verbal)
- c. Commissioners terms ending May 2010:
  1. Ayn Wieskamp, Special District Regular member
  2. Louis Andrade, Special District Alternate member
  3. Scott Haggerty, County Alternate member
  4. Sblend Sblendorio, Public Regular member
- d. 2009 Updated Guide to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 has been released.

10. **Adjournment of Regular Meeting**

**11. Next Regular Meeting of the Commission**

**- Thursday, March 11, 2010 at 4:30 p.m.**

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