

SUMMARY ACTION MINUTES
ALAMEDA LOCAL AGENCY FORMATION COMMISSION
REGULAR MEETING

May 11, 2006

1. Call to Order and Roll Call

Vice Chair Lockhart called the meeting to order at 4:33 p.m.

Roll was called. A quorum was present of the following Commissioners:

City Members: Janet Lockhart and Marshall Kamena

County Members: Gail Steele, Nate Miley and Alternate Scott Haggerty

Special District Members: Jocelyn Combs and Alternate Herbert Crowle

Public Member: Alternate Linda Sheehan

Commissioners absent: Katy Foulkes (Special District) and Alternate Jennifer Hosterman (City)

Commissioner Butler's term expired in May 2006.

Staff present: Crystal Hishida Graff; Executive Officer; Brian Washington, Legal Counsel; Mona Palacios, Analyst; Barbara Graichen, Planner; and Sandy Hou, Clerk

Others present: Lou Ann Texeira, Consultant

2. Welcome Returning Commissioners

Executive Officer Graff announced that Commissioner Jocelyn Combs and Alternate Commissioner Herbert Crowle had recently been reappointed by the Special Districts Association to serve as the Association's representatives on the Commission. They were welcomed back.

Commissioner Lockhart, on behalf of the Commission, congratulated Commissioner Combs on her recent appointment to the CALAFCO Executive Board.

3. Approval/Correction of Minutes

Upon motion by Commissioner Crowle and second by Commissioner Combs, the minutes for the March 9, 2006 meeting were approved.

4. Nomination and Election of Commission Chair and Vice Chair for 2006-07

Staff made brief remarks, explaining that each May the Commission elected a Chair and Vice Chair to serve until the following May. Commissioner Crowle spoke on the usual rotation practice followed by the Commission in electing the Chair and Vice Chair.

Upon motion by Commissioner Crowle and second by Commissioners Steele and Kamena, Commissioner Lockhart was nominated and unanimously elected as Chair for 2006-07.

Commissioner Miley was nominated to serve as Vice Chair, but subsequently withdrew his name.

Upon motion by Commissioner Lockhart, second by Commissioner Crowle, Commissioner Combs was nominated and unanimously elected to serve as Vice Chair for 2006-07.

5. Appointment of Public Member

Commissioner Lockhart reported that the Selection Sub Committee had interviewed three of the five candidates (a sixth one was noted to be ineligible) and that two of the three committee members (herself and Commissioner Kamena) wished to recommend David Haubert be elected to serve as Public Member to replace Robert Butler. The other committee member, Commissioner Crowle wished to recommend Sblend Sblendorio to the position.

Following discussion about the candidates, staff pointed out that according to the policies and procedures followed by the Commission, a Public Member candidate could be elected only if the candidate had at least one yes vote from each of the other three categories (County, City and Special Districts).

Following nomination of David Haubert by Commissioner Lockhart and second by Commissioner Kamena, a roll call vote was taken that failed to elect Mr. Haubert because there was no yes vote from a Special District member. The vote was as follows:

Ayes: 4 (Commissioner Miley – County; Commissioners Lockhart and Kamena – City; Commissioner Sheehan – Public)
Noes: 3 (Commissioner Steele – County; Commissioners Combs and Crowle – Special Districts)
Excused: 1 (Commissioner Foulkes – Special District)

Following nomination of Sblend Sblendorio by Commissioner Crowle and second by Commissioner Steele, a roll call vote was taken that resulted in the election of Mr. Sblendorio to the position of Public Member. The vote was as follows:

Ayes: 6 (Commissioners Steele and Miley – County; Commissioner Kamena – City; Commissioner Sheehan – Public; and Commissioners Combs and Crowle – Special Districts)
Noes: 1 (Commissioner Lockhart – City)
Excused: 1 (Commissioner Foulkes – Special District)

Executive Officer Graff stated that staff would follow up with informing Mr. Sblendorio and noted that he would be provided with orientation material and invited to begin attending Commission meetings in July 2006.

6. Mission Garin Reorganization Protest Hearing

Staff reported that a protest hearing was conducted on April 21, 2006, and that a majority protest was not received.

Upon motion by Commissioner Crowle, second by Commissioner Steele, the Commission unanimously adopted a resolution finding that a majority protest was not received and ordering the reorganization.

7. Public Works Extended Services County Service Area (PW-2006-1)

Staff provided background information on this application, noting that the County was now asking that the CSA be limited to sidewalk construction and repair.

At Commissioner Crowle's request, County Public Works staff explained the reasons for putting this application forward. There was some discussion, with Commissioner Miley providing additional background information.

Upon motion by Commissioner Crowle and second by Commissioner Combs, the Commission unanimously adopted the Sphere of Influence and approved the formation of PW-2006-1 CSA, amended to reflect that it be limited to sidewalk construction and repair.

8. Draft Final Municipal Services Review – Volume III – Community Services

Following brief background remarks from Consultant Lou Ann Texeira, a Power Point presentation on the Draft Final MSR - Volume III - Community Services (streets, parks, libraries, mosquito and vector control, lead abatement) was given by Project Lead Beverly Burr. Staff provided answers to various questions posed by the Commission and explained that in July the Commission would be reviewing the Sphere of Influence (SOI) options for this report.

Chair Lockhart opened the Public Hearing.

Representatives from the Alameda County Vector Control District and Alameda County Mosquito Abatement District spoke, both agreeing that although each of these Districts serves unique purposes, they do continuing education together and, contrary to what the report seemed to imply, they do in fact, have harmonious relations with each other.

Chair Lockhart thanked the speakers for their comments and, as there were no further comments from the public, the Public Hearing was closed.

Consultant Texeira pointed out that there were two corrections to be made to the resolution as follows:

- Page 10 (Street Services), 1st bullet, last sentence, should be changed to read: "*The CSAs rely heavily on property-related fees.*"
- Page 22, 1st bullet, next to last sentence, i.e., "*Emeryville did not disclose information on library services.*" should be DELETED. (Oakland provides library services for Emeryville.)

Upon motion by Commissioner Combs, second by Commissioner Sheehan, the Commission unanimously voted to: 1) determine that the project is Categorically Exempt pursuant to CEQA guidelines and direct staff to prepare and post the appropriate exemption form; 2) accept the report; 3) adopt the resolution outlining the MSR determinations, amended as recommended; 4) direct staff to prepare and release the final report and make available to all affected agencies; and 5) direct staff to complete work on the SOI review and update process and return to the Commission in July with SOI recommendations.

The Commission commended the report and expressed appreciation to Ms. Burr for her hard work on this project.

Ms. Texeira noted that the affected agencies would be notified by letter to inform them that the final report and exhibits are available on line and that a CD of the report would be available upon request.

9. Fiscal Year 2006-07 Final Budget and Work Plan

Following summary remarks from staff, Chair Lockhart asked if there were any comments on this item from the Public. There were no comments from the public. Chair Lockhart then closed the public hearing.

Upon motion by Commissioner Combs, second by Commissioner Miley, the Commission unanimously approved the Fiscal Year 2006-07 Final Budget and directed staff to forward the budget to Alameda County and to each city and special district within the County.

10. Amendment of Contract with Graichen Consulting for LAFCo Planning Services

Upon motion by Commissioner Combs, second by Commissioner Miley, the Commission unanimously approved authorizing the Executive Officer to sign an increase of \$20,000 to the current contract with Graichen Consulting (Principal: Barbara Graichen – Sacramento), with no change in contract period (July 1, 2005 through June 30, 2007)

11. Purchase Order Amendment with Lou Ann Texeira for Staff Consultation Services

Upon motion by Commissioner Combs, second by Commissioner Sheehan, the Commission unanimously approved authorizing the Executive Officer to sign an increase, not to exceed \$20,000, to the purchase order with Lou Ann Texeira, and extend the contract period to 12/31/06

12. Consolidation Process for Oro Loma Sanitary District and Castro Valley Sanitary District

Per Commissioner Miley's request at the March 2006 meeting, Executive Officer Graff presented a report on the considerations (process, estimated timetable and cost) of a possible LAFCo-initiated consolidation of the Oro Loma Sanitary and Castro Valley Sanitary districts, a possible policy option that was identified in the MSR Volume II Report.

Following Ms. Graff's remarks, representatives from each of the districts spoke – Roland Diaz, President of Oro Loma Sanitary District and Roland Williams, General Manager of Castro Valley Sanitary District. Each provided information in favor of keeping the districts separate.

Mike Cameron, General Manager of Oro Loma Sanitary, answered Commissioner Sheehan's questions about the District's compliance with the time schedule ordered by the Regional Water Board. The conclusion of his remarks also was that consolidation would not be in the best interest of the community.

There was discussion among the Commissioners regarding the value of moving forward with further actions in this matter, such as having a public hearing to gain input from the affected public and/or conducting a feasibility study.

The conclusion of the discussion was a consensus among the Commissioners to not take further action on this particular issue at this time; but rather, to take a look at all the recommended options from each of the three Municipal Service Reviews. From that list of options, they would decide which ones they wished to take action on. They would prioritize items by using a variety of criteria

such as cost, community interest, number of people affected, significant benefits, and legal constraints.

Staff was asked to provide an appropriate list of the identified options for the July meeting.

13. Alameda County's E-GIS/Mapping Efforts

Ms. Graff provided information on the County's efforts to establish a uniform and shared system of mapping through E/GIS (enterprise geographic information system) among the various agencies within the County. The Commission expressed interest and enthusiasm in this project, with the expectation that it would positively impact the Commission's work.

14. Matters Initiated by Members of the Commission – There were none.

15. Public Comment – There was none.

16. Informational Items – Written reports on these items were provided as part of the agenda packet.

- a. Appointment of Commissioner Combs to the CALAFCO Executive Board
- b. Report on Annual CALAFCO Staff Workshop at Lake Tahoe – April 26-28, 2006

17. Adjournment of Regular Meeting

The meeting was adjourned at 6:44 p.m.

Note: The above minutes are a summary of actions. A taped recording of this meeting serves as the official record and is available upon request from the LAFCo office.

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