

**SUMMARY ACTION MINUTES**  
**ALAMEDA LOCAL AGENCY FORMATION COMMISSION**  
**SPECIAL MEETING**

**July 31, 2012**

**1. Call to Order and Pledge of Allegiance**

Vice chair Sblendorio called the meeting to order at 4:34 p.m. The Pledge of Allegiance was recited.

**2. Roll Call.**

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

City Members: Tim Sbranti (arrived 4:40pm during agenda item 7) and alternate John Marchand

County Members: Nate Miley and Scott Haggerty (both arrived at 5:15pm during agenda item 5)

Special District Members: Ayn Wieskamp, Ralph Johnson, and alternate Louis Andrade

Public Members: Sblend Sblendorio and Alternate David Haubert

Excused: Jennifer Hosterman, City member and Wilma Chan, alternate County member

Staff present: Mona Palacios, Executive Officer; Andrew Massey, Legal Counsel; and Sandy Hou, Clerk

**3. Public Comment**

Vice chair Sblendorio invited members in the audience to address the Commission on any matter not listed on the agenda and within the jurisdiction of the Commission. There were no comments.

**4. Approval/Correction of Minutes**

Upon motion by Commissioner Wieskamp and second by Commissioner Marchand, the minutes of July 12, 2012 were approved.

(NOTE: Agenda Items 5- 9 were taken out of order as noted below)

**5. Nominations for CALAFCO Board of Directors and Achievement Awards, and Designation of Voting Delegates (Agenda Item #7)**

Staff provided a summary of the written report, noting that submissions for CALAFCO Achievement Awards, should the Commission have any, are due by August 17 and candidate nominations for the CALAFCO Board of Directors would be due September 4. It was explained that the Coastal Region, which includes Alameda LAFCo has two seats up for election – one County seat and one District Seat. To a question about who the current Board members are from the Coastal Region, Staff responded that she did not have the information readily at hand, but would provide it via email to the Commissioners following today's meeting. Commissioner Sblendorio agreed to be the voting delegate at the CALAFCO annual business meeting on October 4, during the CALAFCO conference. Commissioner Miley was designated to be the alternate voting delegate.

**6. Informational Items.** (Agenda Item #9) *Comments, if any, are indicated following each item*

a. Application Update

Staff reported that an application may be coming forward from the County to dissolve its Recycling CSA and have the recycling services be provided by Oro Loma Sanitary District instead. Discussions are underway between the two agencies regarding the possibility.

b. Legislative Update

c. CALAFCO University Class – *CEQA FOR LAFCO* – September 14, 2012

Staff noted that she would be attending this class and encouraged attendance by Commissioners if they are able to.

d. 2012 CALAFCO Annual Conference in Monterey, October 3-5

Commissioners Miley, Sblendorio and Haggerty will attend the conference. Staff advised that if anyone else would like to attend, they should inform staff in order to get registered. Staff also mentioned that Commissioner Haggerty would be participating as a panelist at a session on Sustainable Communities Strategy and the LAFCo process.

**7. 2011-2012 Alameda County Grand Jury Report** (Agenda Item #6)

Staff reported that the ad hoc committee had met to discuss possible responses to the 2011-2012 Alameda County Grand Jury Report, and then highlighted information on a summary sheet provided to the Commissioners that had the committee's proposed responses to each of the four recommendations in the Grand Jury Report, as well as notes on the suggested content of a cover letter to accompany the responses. The ad hoc committee members, Commissioners Wieskamp, Sbranti, and Marchand commented on the responses they were recommending. They emphasized the importance of a cover letter that would clarify the role of LAFCo, point out the ways that LAFCo is already doing some of the things recommended in the Grand Jury report, and state that the Commission feels there should be a balance between cost savings and the ability of the public to engage with the providers of services they receive. Commissioner Sblendorio suggested the Alameda LAFCo website include information on how to contact the Public Members directly. Commissioner Sbranti noted that the committee had recommended improving the website to better inform the public how they could petition LAFCo. Staff responded that she would include examples of instances where, due to the MSR process, LAFCo had or was implementing some of the recommendations. She noted that the next step would be the preparation of a draft formal response to the Grand Jury Report, review by the ad hoc committee, and then presentation at the next meeting for the full Commission's consideration. Vice chair Sblendorio thanked staff and the committee members for their efforts on the matter.

**8. Sphere of Influence (SOI) Update/Municipal Service Review (MSR) 2<sup>nd</sup> Cycle Update**  
(Agenda Item #5)

Staff provided introductory remarks prior to presentations by the project team. Commissioners were reminded that the draft reviews, after incorporating input from them today, would be distributed and posted for public review on the website.

SPECIAL DISTRICTS

Project team members Jennifer Stephenson and Oxana Kolomitsyna presented SOI updates and MSR initial findings and recommendations for nine moderate review level special districts: Castlewood

County Service Area, City of Alameda Health Care District, Alameda County Vector Control Services District, Alameda County Mosquito Abatement District, Livermore Area Recreation and Park District, East Bay Regional Park District, Hayward Area Recreation and Park District, Alameda County Resource Conservation District, and Alameda County Flood Control and Water Conservation District. Comments and questions regarding the presented material included the following:

- Commissioner Sblendorio had questions relating to the City of Albany not being included in the Mosquito Abatement District and yet receiving mosquito abatement services via Alameda County Vector Control District, at no costs to property owners, which is not the case for property owners in all other cities and unincorporated areas in the County, who are assessed for the services. Lucia Hui, Director of the Vector Control District, provided some historical background of how that came to be. Staff informed the Commission that Alameda LAFCo staff would be meeting in September with staff from the City of Albany, Alameda County Vector Control and Alameda County Mosquito Abatement to discuss the possibility of annexing the City of Albany into the Mosquito Abatement District.
- Commissioner Sblendorio also inquired about the 2<sup>nd</sup> option for the SOI update for the City of Alameda Health Care District – the option of expanding the SOI to include parts of Oakland and San Leandro – and if there would be any financial benefit to the District with that option. The consultant elaborated on the option and staff noted that yes, there would be a potential revenue increase for the District, since property owners in the newly included areas, should the areas be annexed to the District, would receive a benefit assessment just as property owners within the current boundaries (City of Alameda) do.
- Regarding the possibility of Livermore Area Recreation and Park District (LARPD) becoming a subsidiary district of the City of Livermore, Commissioner Marchand shared that the LARPD Board, at a recent meeting, indicated no interest in pursuing that proposal.

Reviews of two other districts that had been designated for moderate review levels – Washington Township Health Care District (WTHCD) and Eden Township Health Care District (ETHCD) were not presented at today's meeting.

- The consultants explained that they would be presenting the review of WTHCD at a future meeting because the status of the District's possible acquisition of St. Rose Hospital was unclear at present.
- The consultants requested to change the level of review for ETHCD from moderate to in-depth because there have been significant changes in the District since the last MSR. A brief explanation of some of the changes was followed by a motion from Commissioner Wieskamp to approve the change from moderate to in-depth review. Commissioner Sblendorio seconded the motion, which then passed unanimously.

### CITIES

Project Consultant Bruce Baracco provided a memo to Commissioners containing detailed information on the six cities identified for abbreviated review that had been presented at the last regular meeting (July 12, 2012) – Berkeley, Emeryville, Fremont, Newark, Piedmont and Union City. He explained that the report included SOI options and recommendations, and noted that the concept of open space – those areas not in need of municipal services – not being included in the SOI was being introduced in relation to the cities of Berkeley, Emeryville and Fremont, whose current SOIs and boundaries extend into the San Francisco Bay.

Questions/comments from Commissioners:

- Upon request from Commissioner Sblendorio, the consultant elaborated upon the reason for the suggested SOI option of not including the water area in the SOI of the three cities.
- Commissioner Johnson offered remarks on the appropriateness of including Bay water area in sewer districts' SOIs where applicable. Commissioner Sblendorio commented that similarly it seemed appropriate for cities bordering the Bay that provide sewer services to have bay water included in their SOIs.

Due to time limitations, the consultant noted that the recommendations and options would be reviewed in more depth at the next meeting, when moderate review level cities would also be reviewed.

**9. Matters Initiated by Members of the Commission (Agenda Item #8)**

The Commissioners discussed a date for another Special Meeting in late August – possibly August 29. It was decided that staff would confirm a meeting date through email correspondence with the Commissioners following today's meeting. An additional meeting may be scheduled in October as well.

To Commissioner Haggerty's inquiry, staff clarified that a quorum did not require the presence of at least one Commissioner from each of the four types of representatives (County, City, District and Public). Such a requirement only applies when the Commission is voting on a candidate for the Public Member seat. In such a case, there must be at least one affirmative vote from each of the appointing authority categories, i.e., County, City and District members.

**10. Adjournment of Regular Meeting** - The meeting was adjourned at 6:05 pm.

**11. Next Meetings of the Commission**

**Special Meeting: TBD – Possibly August 29, 2012 at 4:30 pm**

**Regular Meeting: Thursday, September 13, 2012 at 4:30 pm**

Respectfully submitted,



Sandy Hou, LAFCo Clerk

These minutes were approved by the Commission on September 13, 2012.

Attest:



Mona Palacios, LAFCo Executive Officer