

SUMMARY ACTION MINUTES
ALAMEDA LOCAL AGENCY FORMATION COMMISSION
November 9, 2023, REGULAR MEETING
City of Dublin Council Chambers, 100 Civic Drive, Dublin, CA

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL

The regular meeting was called to order at 2:02 p.m. by Chair Brown.

The Commission Clerk performed the roll call with the following attendance recorded.

Regulars Present: Karla Brown, City of Pleasanton
 Mariellen Faria, Eden Township Healthcare District
 David Haubert, County of Alameda
 Melissa Hernandez, City of Dublin
 Ralph Johnson, Castro Valley Sanitary District
 Nathan Miley, County of Alameda*
 Sblend Sblendorio, Public Member

Alternates Present: Lena Tam, Alternate, County of Alameda (voting)*
 Georgean Vonheeder-Leopold, Dublin San Ramon Services District
 Bob Woerner, Public Member

Members Absent: John Marchand, Alternate, City of Livermore

Commissioner Miley arrived at 2:35 p.m.

*Attending by videoconference.

The Commission Clerk confirmed a quorum was present with seven voting members. Also present at the meeting were Executive Officer Rachel Jones, Commission Counsel Andrew Massey, and Commission Clerk April Raffel.

Chair Brown asked Executive Officer Jones if there were any agenda amendments. Executive Officer Jones requested an adjustment to the order of the agenda to advance Agenda Item 7 involving the Draft Report of Countywide Fire Protection and EMS MSR to follow Item 4 Consent Calendar. Agenda Item 5 will become Agenda Item 6, and Agenda Item 6 will become Agenda Item 7. Chair Brown proceeded to ask the members of the Commission if they had any agenda amendments, and there were none given by the Commissioners.

3. PUBLIC COMMENT:

Chair Brown invited anyone from the public to address the Commission on any matter not listed on the agenda and within the jurisdiction of the Commission. The Commission Clerk confirmed there were no public comments to address the Commission. Chair Brown closed the public comment.

4. CONSENT ITEMS

Item 4a

Approval Meeting Minutes for September 14, 2023

The item presented to approve draft action minutes prepared for the Commission's regular meeting on September 14, 2023. Recommendation to approve.

Item 4b

Approval of First Quarter Budget Report

The item presented to approve the First Quarter Budget Report. Recommendation to approve.

Item 4c

Approval of Proposed Budget Amendment for Fiscal Year 2023 - 2024

The item presented to approve the proposed Budget Amendment for Fiscal Year 2023-2024. Recommendation to approve.

Item 4d

Approval of the Proposed Contract Extension with Policy Consulting Associates

The item presented to approve the proposed Contract Extension with Policy Consulting Associates. Recommendation to approve.

Item 4e

Approval of Contract Award for Countywide Regional Water and Wastewater Committee

The item presented to approve the Contract Award for Countywide Regional Water and Wastewater Committee. Recommendation to approve.

Chair Brown asked if any Commissioners would like to pull any consent agenda item. Commissioner Haubert requested Item 4e be pulled for discussion.

Commissioner Sblendorio motioned with a second from Commissioner Haubert to approve the balance of the consent calendar and return to Item 4e in three years for further review by the Commission. Roll call requested:

AYES:	Brown, Faria, Haubert, Hernandez, Johnson, Tam (voting for Miley), and Sblendorio
NOES:	None
ABSENT:	Miley
ABSTAIN:	None

The Commission Clerk confirmed the motion was approved 7-0.

5. Draft Report | Countywide Fire Protection and Emergency Medical Services MSR

Item presented to consider a recommendation from the Executive Officer to review a draft of the municipal service review on fire protection and emergency medical services throughout Alameda County. The draft has been prepared as part of the Alameda LAFCO's adopted work plan and independently assesses the availability, need, and adequacy of key public services provided in the region. This includes preparing determinations addressing the factors required in the statute as part of the municipal service review (MSR) process, as well as informing future boundary changes and sphere of influence updates of affected agencies.

The draft is being presented for discussion and feedback ahead of staff initiating a 30-day public review and comment period and returning the item to the Commission at its next regular meeting for final action.

The Alameda Local Agency Commission (LAFCO) received a presentation from Jennifer Stephenson, Policy Consulting Associates, and Richard Berkson, Berkson Associates, on the Countywide Fire Protection and Emergency Medical Services MSR Draft Report.

Chair Brown invited Commissioner comments or questions. Commission discussion followed.

Chair Brown opened the public hearing. The Commission Clerk confirmed there was one public comment to address the Commission. A comment was received from the following person.

- Kelly Abreau – Fremont Resident

Chair Brown proceeded to close the public hearing.

6. Final Report on Alameda LAFCO’s South Livermore Valley Special Study

Item presented to consider recommendation from the Executive Officer regarding the acceptance of a final report on its *South Livermore Valley Special Study*. The final report returns to the Commission after a public review and comment period with additional information incorporated based on the comments and feedback received. Recommendation to formally accept and file the final report.

The Alameda Local Agency Commission (LAFCO) received a presentation from Scott Gregory, Lamphier-Gregory, presenting those changes and additional information for the final report on the South Livermore Valley Special Study.

Chair Brown invited Commissioner comments or questions. Commission discussion followed.

Chair Brown invited public comments. The Executive Officer confirmed there was one public comment to address the Commission. A comment was received from the following person.

- Kelly Abreau – Fremont Resident

Chair Brown proceeded to close the public hearing.

Commissioner Sblendorio motioned with a second from Commissioner Haubert to formally accept and file the final report. Roll call requested:

AYES:	Brown, Faria, Haubert, Hernandez, Johnson, Miley, and Sblendorio
NOES:	None
ABSENT:	None
ABSTAIN:	None

The Commission Clerk confirmed the motion was approved 7-0.

7. Final Report and Alameda LAFCO’s Initial Feasibility Analysis

Item presented to consider recommendation from the Executive Officer to receive a final report and presentation from consultant Richard Berkson of Berkson Associates on its *Initial Feasibility Analysis* (IFA) for the potential incorporation of the unincorporated communities of Castro Valley, Ashland, Cherryland, San Lorenzo, Fairview, and Hayward Acres. The final report returns to the Commission after an extended 30-day public review period. Staff went to all the Municipal Advisory Committees, Castro Valley Rotary, and posted the draft report. Press releases were in the Castro Valley Forum, Castro Valley News, and other press releases at the Bay Area News Group. The report has been revised from its initial draft form to include four different incorporation models for the unincorporated areas of (a) Castro Valley, (b) Eden, (c) Fairview, and (d) Castro Valley, Eden, and Fairview. Recommendation to formally accept and file the final report.

Chair Brown invited Commissioner comments or questions. Commission discussion followed.

Chair Brown invited public comments. The Commission Clerk confirmed there were public comments to address the Commission. Comments were received from the following people.

- Frank Mellon, Castro Valley Resident, stated, “I would respectfully request that my protest be noted to have Commissioner Johnson recuse himself from the vote because he is on the Castro Valley Cityhood Committee.”
- Kelly Abreau – Fremont Resident

Chair Brown proceeded to close the public hearing.

Commissioner Miley motioned with a second from Commissioner Johnson to formally accept and file the final report. Roll call requested:

AYES: Brown, Faria, Hernandez, Johnson, Miley, and Sblendorio
NOES: None
ABSENT: Haubert
ABSTAIN: None

The Commission Clerk confirmed the motion was approved 6-0.

8. MATTERS INITIATED BY MEMBERS OF THE COMMISSION

- Commissioner Johnson recommended having a presentation at the LAFCO Regular meeting from the EMS about the scope of their work, which could possibly lead to an MSR in the County Service Area (CSA).

9. EXECUTIVE OFFICER REPORT

- Executive Officer Jones reported that she is due for a performance review and will follow up with the entire Commission within the next two weeks to outline the procedures for the performance review, which may be done by the January 11, 2024 meeting.

10. INFORMATIONAL ITEMS

- a. Current and Pending Proposals
- b. Progress Report on 2023-2024 Work Plan
- c. Legislative Update
- d. 2023 CALAFCO Annual Conference Report (verbal)

11. ADJOURNMENT OF REGULAR MEETING

Chair Brown adjourned the meeting at 4:45 p.m.

Next Meetings of the Commission

Policy and Budget Committee Meeting

Thursday, December 7, 2023, at 2:00 p.m., Dublin City Hall, RMR

Regular Meeting

Thursday, January 11, 2024, at 2:00 p.m., Dublin City Hall, Council Chambers

I hereby attest the minutes above accurately reflect the Commission's deliberations at its November 9, 2023 meeting.

ATTEST,



April L. Raffel
Commission Clerk

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