

SUMMARY ACTION MINUTES
ALAMEDA LOCAL AGENCY FORMATION COMMISSION
May 11, 2023, REGULAR MEETING

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL

The regular meeting was called to order at 2:06 p.m. by Chair Brown.
The Commission Clerk performed the roll call with the following attendance recorded.

Regulars Present: Karla Brown, City of Pleasanton
Melissa Hernandez, City of Dublin
Ralph Johnson, Castro Valley Sanitary District
Nathan Miley, County of Alameda

Alternates Present: John Marchand, City of Livermore
Lena Tam, County of Alameda (voting)
Georgean Vonheeder-Leopold, Dublin San Ramon Services District
(voting)
Bob Woerner, Public (voting)

Members Absent: David Haubert, County of Alameda
Sblend Sblendorio, Public
Mariellen Faria, Special District

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

Commissioner Miley arrived at 2:30 p.m.

3. WELCOME NEW COMMISSIONER:

The Commission learned the outcome of the appointment made by the Independent Special District Selection Commission election of Mariellen Faria, Eden Township Healthcare District, for the special district seat held on May 10, 2023.

4. 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 hearing.

5. APPOINTMENT OF ALTERNATE PUBLIC MEMBER:

The Alameda Local Agency Formation Commission (LAFCO) considered the recommendation from its Ad Hoc Selection Committee to appoint – Bob Woerner – as the Alternate Public Member.

Executive Officer Jones gave a verbal presentation stating at its January 12th regular meeting the Commission authorized staff to begin the recruitment of its Alternate Public Member seat and establish an ad hoc selection committee to review applications for the position. On March 31st, the Committee interviewed two applicants, and based on the interviews, expertise, and LAFCO knowledge, the Committee recommended the appointment of Bob Woerner as the Alternate Public Member. The appointment of the public member requires an affirmative vote of at least one member from each appointing authority: County, City, and Special District members.

Chair Brown opened the public hearing. The Commission Clerk confirmed there were no public comments. Chair Brown closed the public hearing.

Alternate Commissioner Marchand motioned with a second from Commissioner Hernandez to approve the alternate public member. Roll call requested:

AYES:	Brown, Hernandez, Johnson, Marchand, Tam (voting for County), Vonheeder-Leopold (voting for Special District)
NOES:	None
ABSENT:	Haubert, Miley, and Sblendorio
ABSTAIN:	None

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

6. CONSENT ITEMS

Item 6a

Approval Meeting Minutes for March 9, 2023

Item presented to approve draft action minutes prepared for the Commission's March 9, 2023 regular meeting. Recommendation to approve.

Item 6b

Approval of Quarterly Budget Report for Fiscal Year 2022-2023

Item presented to accept and file a Quarterly Budget Report for 2022-2023. Recommendation to approve.

Item 6c

Proposed Bylaws Amendment for Regular Meeting Location

Item presented to consider approval of the Proposed Bylaws Amendment for Regular Meeting Location. Recommendation to approve.

Item 6d

Approval of Contract Award for Professional Auditing Services

Item presented to consider approval of the Contract Award for Professional Auditing Services. Recommendation to approve.

Chair Brown asked if any Commissioners would like to pull any consent agenda item. No Commissioners wanted to pull any item from the consent agenda.

Chair Brown invited public comments. The Commission Clerk confirmed there were no public comments. Chair Brown proceeded to close the public hearing.

Alternate Commissioner Marchand motioned with a second from Alternate Commissioner Vonheeder-Leopold to approve the consent calendar. Roll call requested:

AYES: Brown, Hernandez, Johnson, Tam (voting for County), Vonheeder-Leopold (voting for Special District), and Woerner (voting for Public)
NOES: None
ABSENT: Haubert, Miley, and Sblendorio
ABSTAIN: None

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

7. Nomination and Election of Chair and Vice Chair – (Business)

Item presented to nominate and elect the Commission Chair and Vice Chair for a period of two calendar years.

Executive Officer Jones gave a staff report stating Alameda LAFCO elects its officers (Chair and Vice-Chair) at the May regular meeting for a period of two years, with newly elected officers assuming office at the next regular meeting. As set forth in the Commission's Policies and Procedures, the city member is the next Commissioner to serve as Chair in the established rotation for officers. Staff recommends the Commission nominate and elect the city member as Commission Chair and elect and nominate a Vice-Chair for a two-year period.

Chair Brown opened the public hearing. The Commission Clerk confirmed there were no public comments to address the Commission. Chair Brown proceeded to close the public hearing.

Chair Brown invited Commission discussion.

Alternate Commissioner Marchand nominated Commissioner Brown to be the Chair and Alternate Commissioner Vonheeder-Leopold nominated Commissioner Johnson to be the Vice Chair with a second from Alternate Commissioner Marchand. Roll call requested:

AYES: Brown, Hernandez, Johnson, Tam (voting for County), Vonheeder-Leopold (voting for Special District), and Woerner (voting for Public),
NOES: None
ABSENT: Haubert, Miley, and Sblendorio
ABSTAIN: None

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

8. Presentation from Alameda County Water District on Groundwater Conditions – (Business)

The Alameda Local Agency Formation Commission (LAFCO) received a presentation from Michelle Walden, Groundwater Resources Manager of the Alameda County Water District (ACWD), regarding the management of Niles Cone Subbasin 2.09.01 (Niles Cone).

Chair Brown invited Commission questions. Commission discussion followed.

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

- Kelly Abreau

Chair Brown proceeded to close the public hearing. Commission discussion continued.

9. Presentation on Multi-Agency Water Reuse Programs – (Business)

The Alameda Local Agency Formation Commission (LAFCO) received a presentation from Eric Rosenblum P.E. BCEE, a licensed and board-certified environmental engineer who helps industrial and municipal clients through the evaluation of alternatives, development of agreements and the design and implementation of sustainable water reuse projects.

Chair Brown invited Commission questions. Commission discussion continued.

Chair Brown opened the public hearing. The Commission Clerk confirmed there were public comments to address the Commission. Comments were received from the following persons:

- Kelly Abreau
- Gary Wolf

Chair Brown proceeded to close the public hearing.

10. Adoption of Final Operating Budget and Work Plan for FY 2023-2024 – (Public Hearing)

The Alameda Local Agency Formation Commission (LAFCO) considered adopting a final budget and work plan for the fiscal year 2023-2024. Both items return following their adoption in draft form and subsequent public review period. The final budget and work plan remain intact from its initial draft. The final budget expenses total \$784,740, representing an increase of \$38,312 or 5.1% from the current fiscal year. Recommendation to adopt the resolution approving the final budget and work plan for 2023-2024 and circulate the final budget to all LAFCO funding agencies.

Chair Brown invited Commission questions.

Chair Brown opened the public hearing. The Commission Clerk confirmed there were no public comments to address the Commission. Chair Brown proceeded to close the public hearing.

Alternate Commissioner Vonheeder-Leopold motioned with a second from Commissioner Hernandez to adopt the Final Operating Budget and Work Plan for FY 2023-2024. Roll call requested:

AYES: Brown, Hernandez, Johnson, Miley, Tam (voting for County), Vonheeder-Leopold (voting for Special District), and Woerner (voting for Public)
NOES: None
ABSENT: Haubert and Sblendorio
ABSTAIN: None

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

11. Initiate Government Code 56831(c) for Delinquent Agency Contributions – (Business)

The Alameda Local Agency Formation Commission (LAFCO) will consider authorizing the Executive Officer to initiate Government Code 56381(c) to request the County Auditor to collect payments from three delinquent agencies. Recommendation to approve a draft resolution to initiate payment collection process.

Chair Brown asked what methods were used to receive the funds. Executive Officer Jones reported the Auditor sent out three notices to retrieve the funds before bringing the matter to the Commission.

Chair Brown invited Commission questions. Commission discussion followed.

Chair Brown opened the public hearing. The Commission Clerk confirmed there were no public comments to address the Commission. Chair Brown proceeded to close the public hearing.

Alternate Commissioner Woerner motioned with a second from Commissioner Johnson to approve a draft resolution to initiate the payment collection process. Roll call requested:

AYES: Brown, Hernandez, Johnson, Miley, Tam (voting for County), Vonheeder-Leopold (voting for Special District), and Woerner (voting for Public)
NOES: None
ABSENT: Haubert and Sblendorio
ABSTAIN: None

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

12. MATTERS INITIATED BY MEMBERS OF THE COMMISSION

- Commissioner Johnson and his wife are proud of their 16-year-old grandson, who has a positive attitude about being grateful for his health after having a wrestling accident five years ago, which left him paralyzed from the waist down. He spent two years in recovery in a Colorado facility and went to Diablo Valley Junior College. He has a real dilemma because he was accepted to three UC schools which include Berkeley, Santa Barbara, and Davis, and needs to choose.

13. EXECUTIVE OFFICER REPORT

- a. Update on LAFCO Studies and Special Projects

14. INFORMATIONAL ITEMS

- a. Current and Pending Proposals
- b. Progress Report on Work Plan
- c. Alameda County Housing Element Update
- d. Legislative Update
- e. CALAFCO Staff Workshop from April 26-28 in Murphys, California

15. ADJOURNMENT OF REGULAR MEETING

Chair Brown adjourned the meeting at 3:34 p.m.

Next Meetings of the Commission

Policy and Budget Committee Meeting

Thursday, June 1, 2023, at 2:00 p.m., Dublin City Hall

Special Meeting

Friday, June 23, 2023, at 9:00 a.m., Dublin San Ramon Services District Boardroom

Regular Meeting

Thursday, July 13, 2023, at 2:00 p.m., Dublin City Hall, Council Chambers

I hereby attest the minutes above accurately reflect the Commission's deliberations at its May 11, 2023 meeting.

ATTEST,



April L. Raffel

Commission Clerk

DRAFT