

**LOCAL AGENCY FORMATION COMMISSION
MENDOCINO COUNTY**

The Local Agency Formation Commission convened a regular meeting on Monday, December 1, 2003 at 10:00 AM, at the City of Ukiah Council Chambers, 300 Seminary, Ukiah.

AGENDA ITEM 1—CALL TO ORDER / ROLL CALL

Chairwoman Ranker called the regular meeting of the Local Agency Formation Commission of Mendocino County to order at 10:00 AM. The following Commissioners were present and seated: Delbar, O'Brien, Colfax, Oslund, and Chairwoman Ranker. Also present were Alternate Commissioners Larson, Ward and Wagonet as well as Executive Officer McMichael. Commissioners Melo and Simon were absent but had called to indicate that they he would be unable to attend. Alternate Commissioner Orth was present but left before roll call. Alternate Commissioners Larson and Ward were immediately seated.

AGENDA ITEM 2—PUBLIC EXPRESSION

There was no one from the public who expressed an interest in speaking.

AGENDA ITEM 3—APPROVAL/CORRECTION/ADOPTION OF MINUTES

Upon a motion by Commissioner Oslund and seconded by Commissioner O'Brien the minutes of November 3, 2003 were approved as submitted. (Ayes: Delbar, O'Brien, Colfax, Oslund, Larson, Ward and Ranker; Nays: None; Abstain: None; Absent; Melo, Simon)

**AGENDA ITEM 4— DISCUSSION/DIRECTION/APPROVAL OF A
RESOLUTION OF SUPPORT FOR LOCAL GOVERNMENT BALLOT
INITIATIVE FOR NOVEMBER 2003.**

After discussion and changes to the proposed draft resolution by the Commissioners, and upon a motion by Commission Larson seconded by Commission Oslund the Commission voted to support Resolution 2003-07 as modified by the discussion and as indicated below by the following roll call vote: Ayes: O'Brien, Colfax, Oslund, Larson, Ward and Ranker; Nays: Delbar: Abstain; None; Absent: Melo, Simon.

LAFCO RESOLUTION 2003-07
IN SUPPORT OF A STATE WIDE BALLOT INITIATIVE FOR NOVEMBER 2004
TO PUT THE VOTERS IN CHARGE OF WHETHER LOCAL TAX DOLLARS
SHOULD BE DIVERTED FROM LOCAL GOVERNMENT PROGRAMS TO FUND
STATE SERVICES

WHEREAS, the Commissioners of the Local Agency Formation Commission of Mendocino County include two County Supervisors, two City Council members, two members of the Board of Directors of Special Districts and one Public Member and;

WHEREAS, the local government agencies that the Commission represents includes 4 cities, fifty districts and one county and;

WHEREAS, the Commission is concerned by the State's continuing raid on local government funds to balance the State's budget and its failure to respect the difference between State and local tax revenues; apparently forgetting the fact that local funds are the ones overwhelmingly spent on public safety, public health, parks, libraries, roads, cemeteries, water and sewer service, airports, flood control, garbage disposal, electricity generation, public transit and countless other services that every person in Mendocino County and the state depend upon and;

WHEREAS, the Commission has a strong continuing concern and alarm about the State's removal of local taxes such as ERAF (\$30 billion to date) and the imposition of unfunded mandates upon the local government agencies that they represent and;

WHEREAS, because of the removal of these tax monies and the imposition of unfunded mandates the resulting negative impact has placed local government in crisis and;

WHEREAS, local government's ability to provide services to the constituency for which those taxes were meant to serve has been so drastically curtailed that many of these agencies can no longer provide the services for which they were organized to serve and;

WHEREAS, the California Special Districts Association, the League of California Cities and the California State Association of Counties and other public health, public safety and business advocates are joining together to sponsor a ballot initiative to put the voters in charge of whether local tax dollars should be used to fund state services and;

WHEREAS, this initiative would require that reallocation of local taxes proposed by the State be planned collaboratively by State and local leaders and be approved by the voters and;

WHEREAS, this initiative, if approved, would require approval by a majority of the electorate before a proposed state law may take effect that appropriates, reallocates, redistributes, reduces or suspends the payment of local tax revenue (sales, property and VLF) to cities, counties and special districts and;

WHEREAS, this initiative, if approved, will clarify that the State must reimburse local governments for new mandated programs or higher levels of service, thus protecting local government from cost shifts:

NOW, THEREFORE, BE IT AGREED AND RESOLVED that the Local Agency Formation Commission of the County of Mendocino, strongly supports this ballot initiative and encourages all local government agencies and the public, that these agencies serve, to support this ballot initiative and to vote for the right to keep local tax dollars for local purposes.

Passed and adopted on December 1, 2003 by the following vote, to wit:

AYES:	O'Brien, Colfax, Larson, Oslund, Ward and Ranker
NAYS:	Delbar
ABSTAINS:	None
ABSENT:	Melo, Simon

Dated: December 1, 2003 F. Camille Ranker, Chairwoman—LAFO

AGENDA ITEM 5—DRAFT LETTER TO ASSEMBLYWOMAN BERG, STATE SENATOR CHESBRO AND GOVERNOR SCHWARZENEGGER REGARDING UNFUNDED MANDATES

Upon review of the draft letter the Commission made several changes and then directed that the letter be signed by the Chair and forwarded to Assemblywoman Berg, Senator Chesbro and Governor Schwarzenegger.

AGENDA ITEM 6 — DISCUSSION/DIRECTION REGARDING SIMULTANEOUS INITIATION OF OUT-OF-AREA SERVICE AGREEMENT AND ANNEXATION TO THE CITY OF UKIAH FOR A LOW AND MODERATE INCOME HOUSING PROJECT

Upon direction of the Chair, Executive Officer McMichael provided a verbal report to the Commission consistent with his written report. After completion of his report and after some questions and discussion by the Commissioners, and upon a motion by Commissioner Delbar seconded by Commissioner Oslund the following motion was approved by the following roll call vote: Ayes: Delbar, O'Brien, Colfax, Oslund, Larson Ward and Ranker; Nays: None; Abstain: None; Absent; Melo, Simon.

Motion: Because of special circumstances of the need for low and moderate income housing and because of issues of funding outside the control of the City of Ukiah or RCHDC, Executive Officer McMichael is given the authority to concurrently process an out-of-area service agreement and an annexation proposal for housing development on an eight acre parcel contiguous to the City of Ukiah, AP# 02-101-17. This authority is

limited to the low and moderate income housing proposal for this property with the understanding and direction that RCHDC will pay for all appropriate costs for both processes, including an apportionment cost for Municipal Service Reviews and Sphere of Influence updates.

AGENDA ITEM 7— CORRESPONDENCE

The Commission received copies of letters from Linda Ruffing, Community Development Director for the City of Ukiah addressed to Executive Officer McMichael and his reply back to her without comment or direction.

AGENDA ITEM 8—REPORTS

- A. Executive Officer McMichael provided reports on election issues with Millview CWD and the Lake Mendocino Drive annexation; a report on tax assessment issues with the Laytonville CWD; a report that he would be speaking to the Brooktrails CSD regarding LAFCO's budget; and a report that he had met with the Board of Directors of the Gualala CSD for purposes of providing information as to the annexation process.
- B. Reports from Commissioners—None

AGENDA ITEM 9—ADJOURNMENT

Being no further business the Commission adjourned at 11:08 AM.