

LOCAL AGENCY FORMATION COMMISSION MENDOCINO COUNTY

The Local Agency Formation Commission convened a regular meeting on Monday, April 4, 2005 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 10:04 AM. The following Commissioners were present and seated: Delbar, Oslund, Wattenburger, Simon, O'Brien, Melo and Chairwoman Ranker. Also present were Alternate Commissioners Smith, Ward and Orth as well as Executive Officer McMichael.

AGENDA ITEM 2—PUBLIC EXPRESSION

There was no one from the public in attendance at the meeting who requested the opportunity to speak.

AGENDA ITEM 3—APPROVAL/CORRECTION/ADOPTION OF MINUTES

Upon a motion of approval by Commissioner Oslund and seconded by Commissioner Wattenburger the minutes of March 7, 2005 were approved and adopted as submitted. (Ayes: Delbar, Oslund, Wattenburger, Simon, O'Brien and Melo; Nays: None; Abstain: Ranker and Simon)

AGENDA ITEM 4—DISCUSSION/DIRECTION REGARDING POLICY FOR SOI/MSR PROCESS AND GOVERNMENT CODE SECTION 56434

Chairwoman Ranker asked Executive Officer McMichael to review the agenda report for this item. Upon completion of his review, questions were directed to E.O. McMichael and discussion ensued among the Commissioners for a period of two plus hours regarding the proposed policy and present circumstances of completion of the water Municipal Service Review for the Ukiah Valley/Russian River Watershed. After this period of time for discussion, Commissioner Delbar seconded by Commissioner Melo entered the following motion:

1. That a letter writing campaign be begun by the Commission to our local legislators asking for an extension of the January 1, 2006 deadline for completion of the SOI/MSR process and that the BOS, cities and districts be encouraged to participate with the Commission in this campaign; and

2. That Executive Officer McMichael be given the authority to separate and remove agencies from the regional water review for the Ukiah Valley/Russian River Watershed as needed, for the purpose of completing the SOI process for agencies that had responded.

Upon discussion of this motion, the motion was modified to remove the authority to be given to E.O. McMichael. Instead, under the modified motion, the Executive Officer was directed to bring this type of issue to the Commission for a decision, such decision to occur as an agenda item at a regular meeting of the Commission.

The motion was defeated by the following roll call vote: Ayes: Delbar, Wattenburger and Melo; Nays: Oslund, Simon, O'Brien and Ranker; Abstains: None; Absent: None

Upon completion of this vote, Chairwoman Ranker, initially seconded by Commissioner Simon, entered a motion to hold a noticed public hearing on the following proposed policy that was contained in the agenda report:

Policy

Pursuant to Government Code Section 56434 the Commission declares that all major subdivision and commercial development proposed for development within the unincorporated areas of the county and any new private service providers or extension of existing private service providers shall be brought before the Commission for review and approval. The Executive Officer is directed to prepare a report as directed by Section 56665 for each proposal. Factors to be considered in the report are to include, but shall not be limited, to the factors delineated in Section 56668. Successful completion of the requirements of Government Code Sections 56378, 56425 and 56430 are required for the service provider agencies before a hearing can be scheduled. A proportionate share of the costs of these studies shall be assessed to each development proposal. The Executive Officer is directed to work with County Planning to ensure that the above described development proposals are brought before the Commission for review.

After discussion of this motion, Commissioner Simon asked that his second be removed from the motion. The Chair granted the request. Upon doing so, Commissioner Oslund seconded the motion. After further discussion, the motion was carried by the following roll call vote: Ayes: Oslund, Wattenburger, Simon, O'Brien and Chair Ranker; Nays: Delbar and Melo; Abstains: None; Absent: None.

AGENDA ITEM 5—PUBLIC HEARING ON PROPOSED FISCAL YEAR 2005-2006 BUDGET

Upon the request of the Chair for a motion, Commissioner Melo, seconded by Commissioner Wattenburger moved acceptance of the Proof of Publication of the Notice of Public Hearing for the FY 2005-2006 Proposed Budget. The motion was unanimously approved by the following vote: Ayes: Delbar, Oslund, Wattenburger, Simon, O'Brien and Ranker; Nays: None; Abstains: None; Absent: None.

Chairwoman Ranker opened the Public Hearing at 12:18 pm. There was no one from the public in attendance at this time. After discussion and comment of the budget by the Commissioners, Chairwoman Ranker closed the Public Hearing at 12:22 pm. Upon closure of the Public Hearing, Commissioner Simon, seconded by Commissioner Melo, moved that the Proposed Budget, as indicated below, be accepted as the Final Budget for the Commission for FY 2005-2006 and that E.O. McMichael was directed to provide public notice for hearing for adoption of the Final Budget at the May 2, 2005 regular meeting of the Commission.

LAFCO FINAL BUDGET FY 2005-2006

	Line Item	Detail Description	Amount Budgeted	Totals
1	862150	CALAFCO Membership	700.00	
2	862150	CSDA Membership	500.00	
3	862101	General Liability Insurance--CSDA	3,500.00	
4	862181	Audit Services	2,500.00	
5	862182	Website—DSL	2,500.00	
6	862060	Communications	1,000.00	
7	862184	Engineering and Plan Services--GIS	3,000.00	
8	862194	A-87 Costs (County Services)	2,000.00	
9	862183	Commission Counsel	4,000.00	
10	862189	Contract Services Office & Staff	95,973.39	
11	862239	Special Dept. Expense	1,000.00	
12	862250	In County Commissioner Travel	1,000.00	
13	862280	ADA Compliance	0.00	
14	862253	Out of County Conferences	6,000.00	
15	862190	Publication and Legal Notices	500.00	
16	862189	56425 & 56430 Mandates (Sphere of Influence & Municipal Service Reviews)	26,000.00	
17	860010	Appropriation for Contingency	7,500.00	
18	869991	Legal Reserve	500.00	
19	860011	General Reserve	3,000.00	
20	Total Budgeted FY 05-06			161,173.39
21	Estimated/Proposed Fund Balance Carryover			20,000.00
22	Total to be apportioned for revenues			141,173.39
23	Apportionment for County-Cities-Districts			47,057.79
24				
25	Total Budgeted FY 04-05			164,982.21
26	Fund Balance Carryover FY 04-05			24,000.00
27	Total Apportioned (revenues) FY 04-05			140,982.21
28	Apportionment for County-Cities-Districts FY 04-05			46,994.07
29				
30	Increase/Decrease in Total Budgeted FY 04-05 vs. FY 05-06			(3,808.82)
31	Increase/Decrease in Apportionment FY 04-05 vs. FY 05-06			63.72

	Increase/Decrease in Fund Balance Carryover FY 04-05 vs. FY 05-06	(4,000.00)
32		
33	Legal Reserve	19,500.00
34	Service Review Reserve	25,000.00
35	General Reserve	28,705.00
36	Total Reserves	73,205.00

The motion was approved by the following roll call vote: Ayes: Delbar, Oslund, Wattenburger, Ward Melo and Chairwoman Ranker; Nays: O'Brien; Abstain: None; Absent: None.

AGENDA ITEM 6—REPORTS

- A. Executive Officer McMichael indicated that he would be attending the annual CALAFO staff meeting in Bakersfield April 19-22.
- B. There were no reports from Commissioners

AGENDA ITEM 7—CORRESPONDENCE

- A. The Commission received presented correspondence without direction.

AGENDA ITEM 8—AJOURNMENT

Being no further business the Commission adjourned at 12:35 PM