

LOCAL AGENCY FORMATION COMMISSION
MENDOCINO COUNTY

The Local Agency Formation Commission convened a regular meeting on Monday, May 2, 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 10:02 AM. The following Commissioners were present and seated: Delbar, Wattenburger, Simon, Melo and Chairwoman Ranker. Also present were Alternate Commissioners Smith, Ward and Orth as well as Executive Officer McMichael. Commissioner Oslund had called to indicate that she was unable to attend. Alternate Commissioner Orth was immediately seated as alternate for Commissioner O'Brien.

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

It was noted that the submitted minutes needed to be corrected to include Chairwoman Ranker as voting for the proposed budget. Upon a motion of approval by Commissioner Melo and seconded by Commissioner Wattenburger the minutes of April 4, 2005 were approved and adopted as corrected for the vote for the budget. (Ayes: Delbar, Wattenburger, Simon, Orth, Melo and Chair Ranker; Nays: None; Abstain: None; Absent: O'Brien and Oslund)

AGENDA ITEM 4—PUBLIC HEARING ON ADOPTION OF PROPOSED POLICY FOR
SOI/MSR PROCESS AND GOVERNMENT CODE SECTION 56434

Upon a motion by Commissioner Melo, seconded by Commissioner Orth, the proof of Publication of Notice of Public Hearing was accepted by a unanimous vote. (Ayes: Delbar, Wattenburger, Simon, Orth, Melo and Chair Ranker; Nays: None; Abstain: None; Absent: O'Brien and Oslund)

Chairwoman Ranker opened the Public Hearing at 10:05 A.M. and asked Executive Officer McMichael to review the agenda report for this item. Upon completion of his review, Chairwoman Ranker asked if there were in members from the public who wanted to speak on this issue. The following persons asked to speak:

1. Ray Hall, Director of Planning for the County of Mendocino spoke in opposition to the proposed policy.
2. John McGregor, Ukiah spoke in opposition to the proposed policy and the existence of LAFCO.

Seeing no other persons coming forth to speak, Chairwoman Ranker enquired if any other persons wanted to speak. No one came forward so Chairwoman Ranker returned the discussion to the Commission.

Commissioner Melo provided his concerns regarding the proposed policy and proposed that the policy be tabled and that this issue be returned to a working group, to be appointed by the Chair, of commissioners, affected agency elected officials and community members from organizations such as the chamber, farm community, employers group and other

organizations. In addition, he indicated that he believed that the Commissioners needed to take a more active role in promoting completion of the SOI/MSR process.

Commissioner Delbar then enquired if Commissioner Melo's comments were to be taken as a motion. Commissioner Melo indicated that he had made his comments for purpose of discussion but would consider it a motion if that were agreeable to the Commission. Seeing no opposition to going forward as a motion, Commissioner Delbar provided the second.

After additional discussion by the Commissioners the motion was approved on the following roll call vote: Ayes: Delbar, Wattenburger, Orth, Melo and Chair Ranker; Nays: Simon; Abstain: None; Absent: O'Brien and Oslund.

During discussion of the motion, Commissioners Delbar and Wattenburger indicated their interest in serving on the Ukiah Valley/ Russian River Watershed Water Service Review.

The public hearing was closed at 11:09 am. At this point Chairwoman Ranker called for a five-minute break. The meeting was continued at 11:15am.

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

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

Executive Officer McMichael provided to the Commissioners a letter from Anderson Valley CSD questioning various issues about the budget.

Chairwoman Ranker opened the Public Hearing at 11:17 am.

Lee Howard, Redwood Valley stated that the Commission should file a claim with the State Unfunded Mandates Commission for the cost of LAFCO.

John McGregor, Ukiah spoke in opposition to LAFCO existing as an agency and having a budget.

No one else indicated an interest in speaking

After discussion and comment of the budget by the Commissioners, Chairwoman Ranker closed the Public Hearing at 11:27 am. Upon closure of the Public Hearing, Commissioner Simon, seconded by Commissioner Melo, moved adoption of the Final Budget, as indicated below, for FY 2005-2006.

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, Wattenburger, Simon, Orth, Melo and Chair Ranker; Nays: None; Abstain: None; Absent: O'Brien and Oslund)

AGENDA ITEM 6—LETTER OF AGREEMENT WITH MICHAEL A. CELENTANO TO EXTEND AUDIT AGREEMENT FOR THREE YEARS TO INCLUDE FISCAL YEARS 2004-05, 2005-06 AND 2006-07

Upon a motion by Commissioner Orth, seconded by Commissioner Wattenburger, the Letter of Agreement to extend the audit agreement for an additional three years with Michael A. Celentano, CPA was approved by the following roll call vote: Ayes: Delbar, Wattenburger, Simon, Orth, Melo and Chair Ranker; Nays: None; Abstain: None; Absent: O'Brien and Oslund)

AGENDA ITEM 7—CORRESPONDENCE

- A. Executive Officer McMichael reported that he had received letters or emails from City of Ft. Bragg and Brooktrails regarding beginning the SOI/MSR process and from Alan Stein asking for a MSR for Caspar South Water District as a follow up to his complaint letter provided to the Commission in April.
- B. Commissioner Melo reported that he and Commissioner O'Brien had met with the Board of Directors of the Mendocino Little River Cemetery District and that they were interested in beginning the SOI/MSR process in anticipation of an annexation.

AGENDA ITEM 8—AJOURNMENT

Being no further business the Commission adjourned at 11: 48 am.