

### MINUTES OF JULY 22, 2009

#### STATE OF CALIFORNIA, COUNTY OF EL DORADO

#### 1. CALL TO ORDER AND ROLL CALL

The meeting of the Local Agency Formation Commission held July 22, 2009 was called to order at 5:30 p.m. by Chair Loftis in the meeting room, Building C of the Government Center, 2850 Fair Lane, Placerville, California. Regular Members present were: City Members Jerry Birdwell and Carl Hagen, County Members Ron Briggs and James Sweeney, and Public Member Francesca Loftis. Others present were: Alternate District Member Michael Cooper, Executive Officer José C. Henríquez, and LAFCO Counsel Andrew Morris.

#### **ROLL CALL - VOTING MEMBERS:**

Birdwell, Briggs, Cooper, Hagen, Sweeney, and Loftis

#### 2. CONSENT CALENDAR

- A. ADOPTION OF AGENDA
- B. MINUTES OF THE REGULAR MEETING OF JUNE 24, 2009
- C. APPROVAL OF CLAIMS
- D. AMEND THE PERSONNEL POLICIES & PROCEDURES TO CORRECT THE INADVERTENT EXCLUSION OF "IN LIEU OF HEALTH CARE" EMPLOYEE BENEFIT
- E. RECEIVE AND FILE LAFCO FY2007-08 AUDIT BY MATSON & ISOM

#### **MOTION**

Commissioner Hagen moved to adopt the consent calendar, second by Commissioner Cooper.

#### **ACTION**

The motion was unanimously approved by the Commission.

#### 3. PUBLIC FORUM/PUBLIC COMMENT

Chair Loftis opened the public forum. No member of the public addressed the Commission.

#### 4. CONSIDER MEMORANDUM OF UNDERSTANDING BETWEEN LAFCO AND THE COUNTY OF EL DORADO TO ADMINISTER A FIRE STUDY

Mr. Henríquez reviewed the staff report with the recommendation that the Commission approve and authorize the Chair to sign the memorandum of understanding between LAFCO and the County of El Dorado so that this agency may administer a fire study.

#### **MOTION**

Commissioner Briggs moved to adopt the MOU and authorized the Chair to sign, second by Commissioner Birdwell.

#### **ACTION**

The motion was unanimously approved by the Commission.

5. **PUBLIC HEARING TO CONSIDER THE DRAFT MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE STUDY FOR KELSEY CEMETERY DISTRICT**

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Open the Public Hearing to receive comments on the Draft Kelsey Cemetery District Municipal Service Review; and
2. Continue the Public Hearing until the August 26, 2009 meeting to allow sufficient time and opportunity for the Kelsey Cemetery District governing board and the public to review and comment on the Municipal Services Review. Staff will return this item in August for final action and adoption.

Chair Loftis opened the public review period and no member of the public addressed the Commission. By unanimous consent, Chair Loftis continued the item to the next LAFCO meeting.

6. **PUBLIC HEARING TO CONSIDER THE DRAFT MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE STUDY FOR KNOLLS COMMUNITY SERVICES DISTRICT**

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Open the Public Hearing to receive comments on the Draft Knolls Community Services District Municipal Service Review; and
2. Continue the Public Hearing until the August 26, 2009 meeting to allow sufficient time and opportunity for the Kelsey Cemetery District governing board and the public to review and comment on the Municipal Services Review. Staff will return this item in August for final action and adoption.

Chair Loftis opened the public review period and no member of the public addressed the Commission. By unanimous consent, Chair Loftis continued the item to the next LAFCO meeting.

7. **PUBLIC HEARING TO CONSIDER THE DRAFT MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE STUDY FOR MORTARA CIRCLE COMMUNITY SERVICES DISTRICT**

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Open the Public Hearing to receive comments on the Draft Mortara Circle Community Services District Municipal Service Review; and
2. Continue the Public Hearing until the August 26, 2009 meeting to allow sufficient time and opportunity for the Kelsey Cemetery District governing board and the public to review and comment on the Municipal Services Review. Staff will return this item in August for final action and adoption.

Chair Loftis opened the public review period and no member of the public addressed the Commission. By unanimous consent, Chair Loftis continued the item to the next LAFCO meeting.

8. **NOMINATIONS FOR THE CALAFCO GOVERNING BOARD AND FOR THE CALAFCO ACHIEVEMENT AWARDS AND DESIGNATION OF VOTING DELEGATE**

Mr. Henríquez reviewed the staff report with the recommendation that the Commission receive the information related to the CALAFCO Awards and openings on the CALAFCO Board of Directors openings and provide direction to staff should the Commission wish to submit nominations on either, or both, of these items. The Commission should also designate the Chair as its voting delegate and the Vice Chair as its alternate for the CALAFCO elections, which will take place at the Conference.

**MOTION**

Commissioner Briggs moved to nominate Commissioner Humphreys to the CALAFCO Board of Directors Special District seat, pending acceptance, second by Commissioner Birdwell.

**ACTION**

The motion was unanimously approved by the Commission.

**MOTION**

Commissioner Briggs moved to nominate Mr. Henriquez for an Outstanding LAFCO Professional Achievement Award, second by Commissioner Hagen.

**ACTION**

The motion was unanimously approved by the Commission.

**MOTION**

Commissioner Hagen moved to nominate Chair Loftis and Vice-Chair Humphreys for the CALAFCO Voting Delegates, second by Commissioner Briggs.

**ACTION**

The motion was unanimously approved by the Commission.

9. **CONSIDER THE SELECTION OF FOUR CANDIDATES TO THE SDRMA BOARD OF DIRECTORS**

Mr. Henriquez reviewed the staff report with the recommendation that the Commission consider the candidates for the Special District Risk Management Association Board of Directors election, decide the candidates it wishes to vote for, if any, in said election and direct staff accordingly. He added that Commissioner Norris and Commissioner Rowett had independently nominated the same person for their consideration, Allison Hamaker, via email.

**MOTION**

Commissioner Cooper moved to nominate Jean Bracy, Muril N. Clift, Allison Voigt Hamaker, and John C. Yeakley and approve Resolution L-2009-06, second by Commissioner Birdwell.

**ACTION**

The motion was unanimously approved by the Commission.

10. **OTHER BUSINESS**

A. **LEGISLATION**

Mr. Henriquez reviewed the staff report with the recommendation that the Commission receive and review the information regarding pending legislation possibly impacting LAFCOs.

**MOTION**

Commissioner Briggs moved to have Staff draft letters of support for AB 528 and SB 1582, second by Commissioner Hagen.

**ACTION**

The motion was approved by the following vote:

AYES: Birdwell, Briggs, Hagen, Sweeney, Loftis  
NOES: Cooper  
ABSTAIN: None  
ABSENT: None

- B. COMMISSIONER ANNOUNCEMENTS
- C. COUNSEL REPORT
- D. EXECUTIVE OFFICER REPORT

Mr. Henríquez gave the Commission an update on the Special District Election, stating that Commissioner Norris' term was up in May and that LAFCO is two votes short of a quorum.

By unanimous consent, the Commission directed staff to provide a list of districts that had not voted yet.

**11. ADJOURNMENT**

**MOTION**

Commissioner Cooper moved to adjourn the meeting, second by Commissioner Briggs.

**ACTION**

The motion was unanimously approved by the Commission.

Chair Loftis adjourned the meeting at 6:12 pm.

The next regularly scheduled LAFCO meeting will be August 26, 2009.

**APPROVED BY THE COMMISSION  
AUTHENTICATED AND CERTIFIED**

  
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Clerk to the Commission

  
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Chairperson