

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF SEPTEMBER 23, 2009

REGULAR MEETING

TO: Francesca Loftis, Chair, and
Members of the El Dorado County Local Agency Formation
Commission

FROM: José C. Henríquez, Executive Officer

**AGENDA ITEM #6: PUBLIC HEARING TO CONSIDER AND ADOPT THE
ENVIRONMENTAL REVIEW AND THE MUNICIPAL
SERVICES REVIEW AND SPHERE OF INFLUENCE UPDATE
FOR KELSEY CEMETERY DISTRICT SERVICES**

RECOMMENDATION

Staff recommends that the Commission:

1. Receive and discuss the information related to the municipal services review and sphere of influence update for Kelsey Cemetery District;
2. Open the public hearing on this matter;
3. Accept the statutory exemption from environmental review as the appropriate environmental review;
4. Adopt the municipal service review and sphere of influence update for Kelsey Cemetery District; and
5. Direct staff to complete the necessary filings and transmittals as required by law.

REASON FOR RECOMMENDED ACTION

The Municipal Services Review (MSR) is required by State Law to serve as a guidance document for any future boundary changes to Kelsey Cemetery District. State Law also requires that a municipal service review for an agency be performed before the Commission can update a sphere of influence (SOI). The Commission opened the public comment period on the MSR/SOI at the July Commission meeting. This document returns for final adoption.

BACKGROUND

This study analyzes the agency's ability to provide existing and future residents with cemetery services within its service area. The MSR was prepared to meet the requirements and standards of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH). The Service Review was prepared using the Service Review Guidelines prepared by the Governor's Office of Planning and Research (OPR).

The fundamental role of the Local Agency Formation Commission (LAFCO) is to implement the CKH Act (found in Government Code §56000, et seq.), consistent with local conditions and circumstances. LAFCO's decisions are guided by the CKH Act. This MSR will assist the Commission and its staff when considering actions that will affect the Kelsey Cemetery District.

Although Kelsey Cemetery District continues to experience financial difficulties, overall, the MSR found that it is providing the best service it can to maintain the upkeep to its cemetery. In addition, the Board of Directors has been energetic in attempting to improve service. Specifically, this MSR provided agency analysis based upon the six factors of analysis contained in OPR's Service Review Guidelines referenced above:

1. Growth and population projections for the affected area.
2. Present and planned capacity of public facilities and adequacy of public services, including infrastructure needs or deficiencies.
3. Financial ability of agencies to provide services.
4. Status of, and opportunities for, shared facilities.
5. Accountability for community service needs, including governmental structure and operational efficiencies.
6. Any other matter related to effective or efficient service delivery, as required by commission policy. On January 30, 2008, the Commission adopted the following determination as the sixth factor to study: "The potential effect of agency services on agricultural and open space lands."

Throughout the analysis portions of the report, LAFCO staff provided recommendations for issues faced by the agency such as limited financial and staff resources, various governance structure options as well as areas for improving revenues streams. Although implementation of most of the suggestions is at the discretion of the governing board of the Kelsey Cemetery District, all of the recommendations provided in the report are intended to be realistic solutions for the agency.

LAFCO staff would like to thank the Kelsey Cemetery District, among others, for their assistance in preparing this report. A complete list of references is included in the back of the MSR.

Attachments:

Attachment A: Kelsey Cemetery District Municipal Services Review and Sphere of Influence Update (LAFCO Project #2009-02)

Attachment B: Notice of Exemption

Attachment C: LAFCO Resolution L-2009-09 adopting the environmental review and Sphere of Influence for Kelsey Cemetery District