

MINUTES OF THE MEETING OF JUNE 7, 2006

The ***SACRAMENTO LOCAL AGENCY FORMATION COMMISSION*** met this seventh day of June, 2006, at 5:30 P.M. in Board Chambers, County Administration Center, 700 H Street, Sacramento, California.

PRESENT: Christopher Tooker, Chair; Commissioners Robert King Fong, Elliot Mulberg, Susan Peters, Charles Rose, Illa Collin, Sophia Scherman; Alternate Commissioners John Jachens and Gay Jones.

ABSENT: None. [Not Present: R. MacGlashan; S. Miklos; K. McCarty.]

STAFF: Peter Brundage, Executive Officer; Donald Lockhart, Assistant Executive Officer; Nancy Miller, Commission Counsel; Marilyn Ann Flemmer, Commission Clerk.

CONSENT CALENDAR

The Chair called the meeting to order at 5:40 P.M.; The Pledge of Allegiance was led by John Jachens. On a motion made by Commissioner Peters, seconded by Commissioner Scherman, the Minutes of the Meeting of April 20, 2006 and Claims dated June 2, 2006 were unanimously approved.

**CITY OF CITRUS HEIGHTS DETACHMENT FROM
COUNTY SERVICE AREA No. 1 (02-06)**

[CEQA: Exemption]

Donald Lockhart reviewed the staff report, answered Commission questions and recommended approval of the proposal. Commissioner Mulberg asked if the City would contract for the service or has adequate personnel to provide the service. The City of Citrus Heights is contracting with Republic Electric. Sophia Scherman reported that the City of Elk Grove contracts with that firm and they have no complaints.

David Wheaton, Public Works Director, City of Citrus Heights, briefly addressed the Commission. Mr. Wheaton confirmed the contract with Republic Electric and recommended Commission approval of the proposed detachment.

Mr. Michael Garabedian, Citrus Heights Pay-As-You-Go, addressed the Commission. Mr. Garabedian stated it is the job of the Commission to determine the best service provider of this service. "It appears the City of Citrus Heights will be going into the red in five to ten years. Your report should look at the City's resources," stated Mr. Garabedian. "Without an analysis of the City's finances, you cannot conclude the City is the best provider of the service."

Mr. Wheaton responded to Mr. Garabedian stating that the City is fiscally sound, with current operating reserves anticipated to grow.

Chairman Tooker closed the public hearing. There was Commission discussion. On a motion made by Commissioner Rose, seconded by Commissioner Scherman, the Commission unanimously adopted the environmental document and approved the Detachment of Citrus Heights from County Service Area No. 1 (02-06).

**SACRAMENTO METROPOLITAN FIRE DISTRICT
SPHERE OF INFLUENCE AMENDMENT AND
ANNEXATION OF MCCLELLAN BUSINESS PARK (16-05)**
[CEQA: Exemption]

Donald Lockhart reviewed the staff report and recommended approval of the proposed annexation.

Wynn Latta, Metropolitan Fire District, reported to the Commission that the Property Tax Exchange Agreements between District and the County have been signed.

Mr. John Kozitza, County of Sacramento, Department of Economic Redevelopment, addressed the Commission. Mr. Kozitza stated due to its Redevelopment status, the ownership of McClellan Business Park is very complicated. However, he reported the County and District are in agreement regarding Property Tax Exchange; he requested Commission approval.

There was Commission discussion. On a motion made by Commissioner Peters, seconded by Commissioner Scherman, the Commission unanimously adopted the environmental document and approved the Sacramento Metropolitan Fire District Sphere of Influence Amendment and Annexation of McClellan Business Park (16-05).

AMENDED HEARTHSTONE II REORGANIZATION (18-05)
*(Annexation to Sacramento Regional County Sanitation District and
County Sanitation District No. 1.)*
[CEQA: Addendum to Negative Declaration]

Donald Lockhart reviewed the staff report and recommended approval. There was brief Commission discussion regarding City of Elk Grove Triangle Special Planning Area and Swainson's Hawk Mitigation. On a motion moved by Commissioner Scherman, seconded by Commissioner Collin, the Commission unanimously adopted the Addendum to the Negative Declaration as adequate and complete for the project and approved the Amended Hearthstone II Reorganization (18-05).

**SMUD SPHERE OF INFLUENCE AMENDMENT AND
ANNEXATION OF TERRITORY IN YOLO COUNTY (05-05)**
[CEQA: Environmental Impact Report]

Commissioner Robert King Fong secluded himself for this item and left the room.

Peter Brundage reported that no Request for Reconsideration has been filed with staff regarding this item.

Public Hearing
Commission Action to Call Election in Yolo County

Chairman Tooker opened the public hearing on the Conducting Authority Hearing for this item. No speakers addressed the Commission on this matter. Chairman Tooker closed the public hearing. The Commission then unanimously adopted Resolution No. 1324 Ordering the SMUD Annexation of Territory in Yolo County be Submitted to the Voters of Yolo County (05-05). Commissioner Fong returned to the meeting.

Update: Natomas Joint Vision

Peter Brundage briefly reviewed the file status. There was Commission discussion.

**Update: Greenbriar Sphere of Influence Amendment and
Annexation to City of Sacramento (12-05)**

Peter Brundage briefly reviewed the file status. There was Commission discussion regarding the LAFCo hearing on the Draft Environmental Impact Report for this file and dates for the LAFCo public hearing on the matter.

Mr. Jim Pachl, ECOS, Sierra Club, Friends of Swainson's Hawk, addressed the Commission. Mr. Pachl recommended that the Commission not hold a hearing without proper time for public review, stating August 2, 2006 might be the better hearing date.

Commissioner Rose then moved that the Commission hold its public hearing on the Draft Greenbriar EIR at its regularly scheduled meeting of August 2, 2006. The motion was seconded by Commissioner Mulberg and unanimously passed.

Amend FY 2005-06 LAFCo Budget

Peter Brundage stated the necessity for an Amendment for the FY 2005-06 LAFCo Budget. [Move \$100,000 from Revenue into Other Professional Services.] On a motion made by Commissioner Fong, seconded by Commissioner Collin, the Commission unanimously approved the Budget Amendment.

Adoption of Final FY 2006-07 LAFCo Budget

Peter Brundage reviewed the Budget and recommended adoption of the Final budget in the amount of \$819,000. On a motion moved by Commissioner Collin, seconded by Commissioner Scherman, the Commission unanimously approved adoption of the FY 2006-07 LAFCo Budget.

Amend 05-06 Contract with Miller, Owen and Trost

Peter Brundage stated that due to exceptional legal expenses connected with the SMUD proposal (to be fully reimbursed by SMUD), it is necessary to amend the FY 05-06 Contract in an amount not to exceed \$230,000. On a motion moved by Commissioner Collin, seconded by Commissioner Rose, the Commission approved the Amendment of the 05-06 Contract with Miller, Owen and Trost.

Renew 06-07 Contract with Miller, Owen and Trost

Peter Brundage recommended renewal of the contract for legal services with the firm of Miller, Owen and Trost. On a motion made by Commissioner Collin, seconded by Commissioner Scherman, the Commission unanimously approved renewal of a contract for services for FY 06-07 with Miller, Owen and Trost.

Renew 06-07 Contract with Planning Partners

Peter Brundage recommended renewal of the contract for environmental consultant services with the firm of Planning Partners for FY 06-07. On a motion made by Commissioner Collin, seconded by Commissioner Scherman, the Commission unanimously approved a FY 06-07 contract with Planning Partners.

Public Member/

Alternate Public Member on Sacramento LAFCo

Commissioner Tooker stated he wished to serve another term as Public Member Commissioner. Commissioner Collin moved the appointment of Chris Tooker to another four year term. Commissioner Mulberg seconded the motion which was unanimously passed.

Alternate Commissioner John Jachens stated his health did not permit him to serve another term as Alternate Public Commissioner. The Commission acknowledged Mr. Jachens' honorable sixteen years of service to the Commission and wished him good health. The Chair then ordered the Commission Clerk to advertise the opening. A subcommittee of Commissioners Rose, Mulberg and Collin was named to review applications and interview candidates.

Nominations: CALAFCo Board of Directors

Commissioner Rose nominated Chris Tooker to serve as a Public Member Representative on the CALAFCo Board of Directors; the motion was seconded by Commissioner Collin and unanimously passed.

Commissioner Tooker nominated Sophia Scherman to serve as a City Member Representative on the CALAFCo Board of Directors; the motion was seconded by Commissioner Collin and unanimously passed.

There were no further reports. Commissioner Mulberg reported that at the Special District Advisory Committee meeting of May 30, 2006, the major focus concerned Municipal Service Reviews and a future workshop to assist those who need assistance with completing the Municipal Service Reviews.

The Work Plan and Legislative Report were presented without discussion. The meeting was adjourned at 7:00 P.M.

Respectfully submitted,

SACRAMENTO LOCAL AGENCY FORMATION COMMISSION

Marilyn Ann Flemmer
Commission Clerk

MAF
(Minutes June 7, 2006)