

## **MINUTES OF MARCH 3, 2004**

The Sacramento Local Agency Formation Commission met this third day of March, 2004, at 5:30 P.M. in Board Chambers of the Sacramento County Administration Center, 700 H Street, Sacramento, California.

**PRESENT:** Illa Collin, Chair; Lauren Hammond, Vice Chair; Commissioners: Charles Rose, Elliot Mulberg, Christopher Tooker, Roberta MacGlashan, Muriel Johnson. Alternate Commissioners John Jachens, Gay Jones.

**ABSENT:** Jimmie Yee, Sophia Scherman, Don Nottoli.

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

The meeting was called to order by Vice Chair Hammond at 5:38 P.M.; the Clerk called the roll; Alternate Commissioner Gay Jones was sworn in prior to her first Commission meeting as Alternate Commissioner. Illa Collin arrived and assumed the duties of Commission Chair.

### **CONSENT CALENDAR**

On a motion made by Commissioner Hammond, seconded by Commissioner Mulberg, the Minutes of the Meeting of December 3, 2003, Minutes of the Meeting of February 4, 2004, and Claims dated February 27, 2004, were unanimously approved.

### **CITY OF ELK GROVE: Incorporation Mitigation Measures**

On a motion made by Commissioner MacGlashan, seconded by Commissioner Hammond, this item was continued to the date of April 7, 2004.

### **MOSCH ANNEXATION TO SAN JUAN WATER DISTRICT (03-04) TRANSFER OF JURISDICTION TO PLACER LAFCO**

On a motion made by Commissioner MacGlashan, seconded by Commissioner Hammond, the Commission unanimously approved the Transfer of Jurisdiction to Placer County Local Agency Formation Commission of the proposed Mosch Annexation to San Juan Water District.

### **AIRGAS NCN, INC. REORGANIZATION (05-02)**

**[Annexation to City of Sacramento; Detachment from CSA #1, Southgate Recreation and Park District, Sacramento Metropolitan Fire District, County Water Zones 12, 13, 40, and 41, and Florin County Water District. [CEQA: Mitigated Negative Declaration]**

Donald Lockhart reviewed the staff report and recommended approval of the proposed Airgas Reorganization. There was Commission discussion.

Mr. Robert Thomas, City Manager, City of Sacramento, addressed the Commission. Mr. Thomas introduced City staff who accompanied him to the meeting [Police Chief, Fire Chief, Utilities Director, Park and Recreation Director, Deputy City Manager, and three members from the Planning Staff]. Mr. Thomas stated it is not the City's intent to hurt special districts in an annexation proceeding and that an agreement has been worked out with the special districts regarding this proposal. He further stated that the City embraces a process to discuss future annexation implications with the County and affected special districts.

Commissioner Hammond moved approval of the Airgas Reorganization. The motion was seconded by Commissioner Tooker and unanimously approved. [Commissioner M. Johnson absent for this vote.]

### **FLORIN RESOURCE CONSERVATION DISTRICT ANNEXATION OF ELK GROVE WATER SERVICE TERRITORY (10-03) [CEQA: Exemption]**

Peter Brundage reviewed the staff report and recommendation. There was discussion regarding the issue that Florin Resource Conservation District is not a signatory to the Water Forum Agreement. Commissioner Rose stated concern for falling groundwater levels and the continued expansion of pumping groundwater in the Elk Grove area. There was Commission discussion regarding the Commission's ability to condition the annexation proposal on the District's membership in the Water Forum. Commission Counsel stated that such a condition is possible and that prior to issuance of a Certificate of Completion, the District could be required to show evidence of membership in the Water Forum.

Kristian Armstrong, representing Florin Resource Conservation District, addressed the Commission. Mr. Armstrong stated that the District purchases some wholesale water from the County Zone 40 and 41, and that the County is a signator to the Water Forum Agreement. Mr. Armstrong stated the purpose of the proposal is to allow residents within the annexation territory to be able to vote for Board members on the Florin Resource Conservation District Board of Directors.

Commissioner Tooker moved staff recommendations 1-4, approval of the proposed Florin Resource Conservation District Annexation of the Elk Grove Water Service Territory. Commission Counsel read language to condition Commission approval on the District's membership in the Water Forum Agreement. Commissioner Tooker included the language in his motion. The motion was seconded by Commissioner Rose and passed unanimously. [Commissioner Johnson absent for this vote.]

### **Draft Municipal Service Review and Sphere of Influence Update of Cemetery Districts in Sacramento County**

The Executive Officer stated this report has been sent to affected districts and interested persons for comment and the matter will be set for hearing before the Commission on April 7, 2004.

Ms. Karen Klinger, Sacramento resident, then addressed the Commission. Ms. Klinger asked how LAFCo Municipal Service Reviews in the unincorporated area affected the Board of Supervisors' proposed restructuring of municipal services for the unincorporated area and how people are taxed. Commissioner Tooker stated the LAFCo Municipal Service Review has nothing to do with the County's restructuring proposal. Commission staff offered to assist Ms. Klinger with the State's requirement and purpose of Municipal Service Reviews.

Commissioner Muriel Johnson arrived.

### **Report Back: Open Space Policies of Other LAFCo's - Baseline**

Mr. Lockhart stated the information forwarded to your Commission is background information for your review as staff continues to work toward coming forth with policies for your Commission's adoption.

### **Monthly Budget Report**

Mr. Brundage stated the Monthly Budget Report is a receive and file report.

[Commissioner Collin required by previous appointment to leave the meeting.]

### **Commission Budget Sub-Committee**

Commissioner Hammond, acting as Chair, appointed Commissioners Elliot Mulberg, Muriel Johnson, and Illa Collin as members of the Budget Sub-Committee.

### **Work Status Report**

Mr. Brundage stated the updated Work Status Report is a receive and file report.

### **Legislation**

Mr. Lockhart reported that staff continues to follow bills affecting LAFCo; Senator Ortiz has withdrawn SB 456 regarding special districts.

### **Report Back: Special District Policies Re Meetings**

Mr. Brundage stated to date, thirty-seven districts have reported to staff. Staff will prepare a package for Commission review for the next Commission meeting.

### **Commission Reports**

Commissioner Mulberg stated his first Special District Advisory Committee meeting was held

March 12, 2004 at SMUD Offices; the next meeting is called for April 13, 2004, at Fair Oaks Recreation & Park District Offices.

Ms. Karen Klinger again addressed the Commission regarding municipal services in the unincorporated area. She requested information about the proposed County Service Area No. 11.

There was no further business; the meeting was adjourned at 7:20 P.M.

Respectfully submitted,

**SACRAMENTO LOCAL AGENCY FORMATION COMMISSION**

Marilyn Ann Flemmer  
Commission Clerk