



**LOCAL AGENCY FORMATION COMMISSION
OF SANTA CRUZ COUNTY**

701 Ocean Street, #318-D
Santa Cruz, CA 95060
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REGULAR MEETING AGENDA

**Wednesday, June 5, 2019
10:00 a.m.**

**Board of Supervisors Chambers
701 Ocean Street, Fifth Floor (Room 525)
Santa Cruz, California**

1. ROLL CALL

2. OATH OF OFFICE

Secretary–Clerk Debra Means will administer oaths of office for incoming Commissioners Yvette Brooks (Alternate City Member), Francisco Estrada (Regular City Member) and Rachél Lather (Regular District Member).

3. ADOPTION OF MINUTES

The Commission will consider approving the minutes from the May 1st LAFCO meeting.

Recommended Action: Approve the minutes as presented with any desired changes.

4. ORAL COMMUNICATIONS

This is an opportunity for members of the public to address the Commission on items not on the agenda, provided that the subject matter is within the jurisdiction of the Commission and that no action may be taken on an off-agenda item(s) unless authorized by law.

5. PUBLIC HEARINGS

Public hearing items require expanded public notification per provisions in State law, directives of the Commission, or voluntarily placed by the Executive Officer to facilitate broader discussion.

a. Service and Sphere Review for County Service Area 3

The Commission will consider the adoption of the municipal service review and sphere of influence study for County Service Area 3 (Aptos Seascape). This item was previously considered on May 1st and continued to June 5th for additional information.

Recommended Actions:

- 1) Find that pursuant to Section 15061(b)(3) of the State CEQA Guidelines, LAFCO determined that the sphere of influence review is not subject to the environmental impact evaluation process because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment and the activity is not subject to CEQA;
- 2) Determine, pursuant to Government Code Section 56430, the Local Agency Formation Commission of Santa Cruz County is required to conduct a service review before, or in conjunction with an action to establish or update a sphere of influence;
- 3) Determine, pursuant to Government Code Section 56425, the Local Agency Formation Commission of Santa Cruz County is required to develop and determine a sphere of influence for County Service Area 3, and review and update, as necessary; and
- 4) Adopt the 2019 Service and Sphere Review for County Service Area 3.

b. Service and Sphere Review for County Service Area 57

The Commission will consider the adoption of the municipal service review and sphere of influence study for County Service Area 57 (Woods Cove). This item was previously considered on May 1st and continued to June 5th for additional information.

Recommended Actions:

- 1) Find that pursuant to Section 15061(b)(3) of the State CEQA Guidelines, LAFCO determined that the sphere of influence review is not subject to the environmental impact evaluation process because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment and the activity is not subject to CEQA;
- 2) Determine, pursuant to Government Code Section 56430, the Local Agency Formation Commission of Santa Cruz County is required to conduct a service review before, or in conjunction with an action to establish or update a sphere of influence;
- 3) Determine, pursuant to Government Code Section 56425, the Local Agency Formation Commission of Santa Cruz County is required to develop and determine a sphere of influence for County Service Area 57, and review and update, as necessary; and
- 4) Adopt the 2019 Service and Sphere Review for County Service Area 57.

6. OTHER BUSINESS

Other business items involve administrative, budgetary, legislative, or personnel matters and may or may not be subject to public hearings.

a. Legislative Update

The Commission will receive a status update on LAFCO-related legislation.

Recommended Actions:

- 1) Receive the Executive Officer's report;
- 2) Take a "Support" position on AB 1822;
- 3) Take an "Oppose" position on AB 600; and
- 4) Direct the Executive Officer to submit letters declaring the Commission's position to each respective bill's author.

b. CALPERS Side Fund

The Commission will consider approving an additional payment to LAFCO's Side Fund under CALPERS.

Recommended Actions:

- 1) Receive the Executive Officer's report; and
- 2) Direct an additional one-time payment of \$10,000 to the CALPERS Side Fund.

c. Employee Performance Evaluation

The Commission will consider adjusting staff's salary based on the annual performance evaluation.

Recommended Actions:

- 1) Receive the Executive Officer's report; and
- 2) Adopt a resolution approving a salary increase for LAFCO's Secretary-Clerk.

d. Special District Risk Management Authority Election Process

The Commission will consider electing up to three candidates for the seats available on SDRMA Board of Directors.

Recommended Actions:

- 1) Receive the Executive Officer's report; and
- 2) Adopt a resolution electing up to three candidates for the SDRMA election.

e. **Resolution of Appreciation for Legal Counsel T. Brooke Miller**

The Commission will consider the adoption of a resolution of appreciation for Legal Counsel T. Brooke Miller's five years of service on LAFCO.

Recommended Action: Adopt Resolution and receive presentation by Chair Jim Anderson.

f. **Status of Active Proposals**

The Commission will receive an update on active proposals as well as other related matters pending before LAFCO.

Recommended Action: Receive and file report.

7. WRITTEN CORRESPONDENCE

None

8. PRESS ARTICLES

LAFCO staff monitors local newspapers, publications, and other media outlets for any news affecting the county, cities, districts, and communities in Santa Cruz County. Articles are presented to the Commission on a periodic basis.

a. **Press Articles during the Months of April and May**

The Commission will receive an update on recent news occurring around the county and throughout California.

Recommended Action: Receive and file report.

9. COMMISSIONERS' BUSINESS

This is an opportunity for Commissioners to comment briefly on issues not listed on the agenda, provided that the subject matter is within the jurisdiction of the Commission. No discussion or action may occur or be taken, except to place the item on a future agenda if approved by Commission majority. The public may address the Commission on these informational matters.

10. ADJOURNMENT

LAFCO's next regular meeting is scheduled for Wednesday, August 7, 2019 at 10:00 a.m.

ADDITIONAL NOTICES:

Campaign Contributions

State law (Government Code Section 84308) requires that a LAFCO Commissioner disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from an applicant, any financially interested person who actively supports or opposes an application, or an agency (such as an attorney, engineer, or planning consultant) representing an applicant or interested participant. The law also requires any applicant or other participant in a LAFCO proceeding to disclose the amount and name of the recipient Commissioner on the official record of the proceeding.

The Commission prefers that the disclosure be made on a standard form that is filed with the Commission's Secretary-Clerk at least 24 hours before the LAFCO hearing begins. If this is not possible, a written or oral disclosure can be made at the beginning of the hearing. The law also prohibits an applicant or other participant from making a contribution of \$250 or more to a LAFCO Commissioner while a proceeding is pending or for 3 months afterward. Disclosure forms and further information can be obtained from the LAFCO office at Room 318-D, 701 Ocean Street, Santa Cruz CA 95060 (phone 831-454-2055).

Contributions and Expenditures Supporting and Opposing Proposals

Pursuant to Government Code Sections §56100.1, §56300(b), §56700.1, §59009, and §81000 et seq., and Santa Cruz LAFCO's Policies and Procedures for the Disclosures of Contributions and Expenditures in Support of and Opposition to proposals, any person or combination of persons who directly or indirectly contributes a total of \$1,000 or more or expends a total of \$1,000 or more in support of or opposition to a LAFCO Proposal must comply with the disclosure requirements of the Political Reform Act (Section 84250). These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information may be obtained at the Santa Cruz County Elections Department, 701 Ocean Street, Room 210, Santa Cruz CA 95060 (phone 831-454-2060).

More information on the scope of the required disclosures is available at the web site of the Fair Political Practices Commission: www.fppc.ca.gov. Questions regarding FPPC material, including FPPC forms, should be directed to the FPPC's advice line at 1-866-ASK-FPPC (1-866-275-3772).

Accommodating People with Disabilities

The Santa Cruz Local Agency Formation Commission does not discriminate on the basis of disability, and no person shall, by reason of a disability, be denied the benefits of its services, programs or activities. The Commission meetings are held in an accessible facility. If you wish to attend this meeting and you will require special assistance in order to participate, please contact the LAFCO office at 831-454-2055 at least 72 hours in advance of the meeting to make arrangements. For TDD service the California State Relay Service 1-800-735-2929 will provide a link between the caller and the LAFCO staff.

Late Agenda Materials

Pursuant to Government Code Section 54957.5 public records that relate to open session agenda items that are distributed to a majority of the Commission less than seventy-two (72) hours prior to the meeting will be available to the public at Santa Cruz LAFCO offices at 701 Ocean Street, #318D Santa Cruz CA 95060 during regular business hours. These records when possible will also be made available on the LAFCO website at www.santacruzlafco.org. To review written materials submitted after the agenda packet is published, contact the LAFCO Secretary-Clerk at the LAFCO office or in the meeting room before or after the meeting.