

SAN BENITO LOCAL AGENCY FORMATION COMMISSION

April 4, 2007

Minutes

PRESENT: Commissioners Edge, De La Cruz, Monaco, Valdivia;
At Large Commissioner Pierce.

ABSENT: Commissioner Alvarez

STAFF: Interim Executive Officer (IEO) Art Henriques; Deputy County Counsel (DCC) Shirley Murphy; Clerk Trish Maderis; and Judi Johnson, Analyst

Vice Chair Edge opened the meeting at 9:04 a.m. by leading the pledge of allegiance to the flag. Vice Chair Edge stated the purpose of the meeting: this was a retreat for review of LAFCo authority and responsibilities.

CONSENT AGENDA

Acknowledge Certificate of Posting

COMMISSIONERS MONACO/VALDIVIA MOTIONED TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED (5-0) WITH THE FOLLOWING VOTE: AYES: EDGE, DeLaCRUZ, MONACO, PIERCE, VALDIVIA; NOES: NONE; ABSTAIN: NONE; ABSENT: ALVAREZ, with Pierce sitting for the Public Member seat.

OPPORTUNITY FOR PUBLIC COMMENT

Vice Chair Edge opened, and then closed, the public hearing as there were no one present to address matters not on the agenda.

SPECIAL AGENDA:

The following item was delayed to the end of the meeting in order to have the speaker heard by all present.

Review of draft contract and request for approval of consultant contract for required Municipal Services Review and Sphere of Influence work.

Presentation by Guest Speaker: William 'Bill' Chiat, Executive Director, California Association of Local Agency Formation Commission provided an informative and educational presentation with an overview of the history of CALAFCo, sprinkled with explanations of various legislative actions concerning LAFCo's. Mr. Chiat encouraged participation in the workshop, as he promised response to concerns or comments, with the following issues being raised:

- City and District Spheres of Influence
- Municipal Service Reviews
- Executive Office duties
- Special districts
- County or Community Service Districts
- protest hearings – and requirements thereto
- annexation of islands within a City or District
- incorporations
- annexations
- Independent LAFCo's
- Legal representation for LAFCO's

Concluding the workshop, Mr. Chiat thanked the Commissioners and the staff for arranging the meeting. He also encouraged the Commissioners and staff to continue participation in CALAFCo.

Following a brief recess, the Commissioners considered the **Review of draft contract and request for approval of consultant contract for required Municipal Services Review and Sphere of Influence work.**

IEO Henriques presented the staff report noting that five firms had responded to the request for qualifications. "Staff has completed investigation of the five and Dudek Engineering and Environmental is recommended to complete the Work Scope for Phase 1 at a total cost of \$2,500. IEO Henriques went on to give an overview of the projected timeline for Phase 1 completion.

Commissioner Monaco said, "Having read the issues and recommendations, my concern about ensuring a firm familiar with local issues has been dissolved."

COMMISSIONERS MONACO/DELACRUZ MOTIONED TO CONTRACT WITH DUDEK ENGINEERING AND ENVIRONMENTAL, AS CONSULTANTS FOR PHASE ONE (1) OF THE REQUIRED MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE WORK AT A TOTAL COST OF \$2,500.00 AND AUTHORIZE THE ACTING CHAIR TO SIGN THE CONTRACT. THE MOTION CARRIED (5-0) WITH THE FOLLOWING VOTE: AYES: EDGE, DeLaCRUZ, MONACO, PIERCE, VALDIVIA; NOES: NONE; ABSTAIN: NONE; ABSENT: ALVAREZ, with Pierce sitting for the Public Member seat.

ADJOURNMENT:

NOTING THERE WAS NO FURTHER BUSINESS TO COME BEFORE THE COMMISSIONERS AT THIS SPECIAL MEETING, VICE CHAIR EDGE ADJOURNED THE MEETING AT 11:34 A.M. BY ANNOUNCING THE NEXT REGULAR MEETING WILL BE APRIL 26, 2007 at 5:15 P.M., AND INVITING ALL PRESENT TO JOIN THE LUNCHEON ARTFULLY ARRANGED BY CLERK MADERIS.

*Minutes transcribed by:
Judi Johnson*

*Attest:
Art Henriques
Interim Executive Officer*