TOUR OF GILROY AREA
(Map of the Sites on Back)
Hosted by City of Gilroy

Wednesday, December 14, 2005
1:15 p.m.
@Gilroy City Council Chambers
7351 Rosanna Street
Gilroy, CA 95020
(Directions to City Council Chambers Attached)

AGENDA

1:15    Mayor's Welcome to LAFCO Commission

1:20    Brief Orientation

1:30    Depart for Tour from Gilroy City Council Chambers

1:40    Tour Site #1: Luchessa Avenue at Monterey
(Sports Park and adjacent parcels, outside USA)

2:00    Tour Site #2: Rossi Lane at Rossi Court
(Lands designated for industrial uses, outside USA)

2:15    Tour Site #3: Sixth Street Overpass at Highway 101
(660 acres designated for Campus Industrial, outside USA)
AND
(Area designated for fulfilling agricultural mitigation requirements)

2:35    Tour Site #4: Tatum Avenue at Kern Avenue
(Lands designated for Residential uses, outside USA)

3:00    Return to Gilroy City Council Chambers
(Break 3:00 –3:15)

3:15    Regular LAFCO Meeting to be held at 3:15 pm in the Gilroy City
Council Chambers

Seats on the tour are limited. If you would like to attend this tour, please contact by
4:00 pm, Tuesday, December 13, Cydney Casper, Planner II, City of Gilroy at
408/846-0440 or email at ccasper@ci.gilroy.ca.us.
The items marked with an asterisk (*) are included on the Consent Agenda and will be taken in one motion. At the beginning of the meeting, anyone who wants to discuss a consent item should make a request to remove that item from the Consent Agenda.

If you wish to participate in the following proceedings, you are prohibited from making a campaign contribution of more than $250 to any commissioner or alternate. This prohibition begins on the date you begin to actively support or oppose an application before LAFCO and continues until three months after a final decision is rendered by LAFCO. No commissioner or alternate may solicit or accept a campaign contribution of more than $250 from you or your agent during this period if the commissioner or alternate knows, or has reason to know, that you will participate in the proceedings. If you or your agent have made a contribution of more than $250 to any commissioner or alternate during the twelve (12) months preceding the decision, in the proceeding that commissioner or alternate must disqualify himself or herself from the decision. However, disqualification is not required if the commissioner or alternate returns the campaign contribution within thirty (30) days of learning both about the contribution and the fact that you are a participant in the proceedings.

Pursuant to Government Code Sections 56700.1 and 81000 et seq., any person or combination of persons who directly or indirectly contribute $1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Santa Clara County LAFCO and will require an election must comply with the disclosure requirements of the Political Reform Act of 1974 which apply to local initiative measures. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information about the requirements pertaining to the local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660.

1. **ROLL CALL**

2. **PUBLIC PRESENTATIONS**
   
   This portion of the meeting is reserved for persons desiring to address the Commission on any matter not on this agenda. Speakers are limited to THREE minutes. All statements that require a response will be referred to staff for reply in writing.

3. **APPROVE MINUTES OF OCTOBER 12, 2005 MEETING**
4. **UPDATE ON ISLAND ANNEXATION EFFORTS**
   Possible Action: Accept Report.

5. **CPUC DRAFT WATER ACTION PLAN RELATING TO REGULATION OF PRIVATE WATER COMPANIES**
   Possible Action: Accept Report.

6. **RESPONSE TO NOVEMBER 17, 2005 LETTER FROM THE SAN JOSE MUNICIPAL WATER SYSTEM**
   Possible Action: Authorize staff to send a letter responding to San Jose Municipal Water System’s request to revise LAFCO’s Countywide Water Service Review Report.

7. **UPDATE ON LAFCO’S STRATEGIC PLANNING WORKSHOP**
   Possible Action: Provide LAFCO staff with further direction.

8. **APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON FOR 2006**
   Possible Action: Appoint Chairperson and Vice-Chairperson for 2006.

9. **2006 SCHEDULE OF LAFCO MEETINGS**
   Possible Action: Adopt the schedule of meetings and filing deadlines for 2006.

10. **UPDATE ON HIRING OF LAFCO CLERK**
    Possible Action: Accept Report.

11. **PENDING APPLICATIONS**
    Information Only.
    11.1. Formation of Redwood Estates Community Service District

12. **WRITTEN CORRESPONDENCE**
    12.1 *The Sphere, CALAFCO Newsletter*
    12.2 Other Correspondence Received Prior to Meeting

13. **NEWSPAPER ARTICLES**
    “Glimpse at New City” (Gilroy Dispatch, Tuesday, December 6, 2005)
    *Other Articles Noted Prior to Meeting*
14. **ADJOURN**

Adjourn to the next regular meeting on Wednesday, February 8, 2005.

**NOTE TO COMMISSIONERS:**
Upon receipt of this agenda, please contact Emmanuel Abello, LAFCO Clerk, at (408) 299-6415 if you are **unable** to attend the LAFCO meeting.

In compliance with the Americans with Disabilities Act, the City of Gilroy will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the Gilroy City Clerk 72 hours prior to the meeting at (408) 846-0204. A sound enhancement system is available in the City Council Chambers. You may check out headsets which boost the public address signal during the meeting. Please ask for assistance at the City Clerk’s desk PRIOR to the start of the meeting or during a break in the meeting.
1. **ROLL CALL**

   The Local Agency Formation Commission (LAFCO) of Santa Clara County convenes the 12th day of October 2005 at 1:15 p.m. in the Chambers of the Board of Supervisors, County Government Center, 70 West Hedding Street, San Jose, California, with the following members present: Chairperson John Howe, Commissioners Blanca Alvarado, Donald F. Gage, and Susan Vicklund-Wilson. Commissioner Linda J. LeZotte is absent.

   The LAFCO staff in attendance includes Neelima Palacherla, LAFCO Executive Officer; Kathy Kretchmer, LAFCO Counsel; and Dunia Noel, LAFCO Analyst.

   The meeting is called to order by Chairperson Howe and the following proceedings are had, to wit:

2. **PUBLIC PRESENTATIONS**

   Jim Foran, Director, Santa Clara County Open Space Authority, and President, Santa Clara County Special Districts Association (SDA), states that Santa Clara County is the only county in the Bay Area that does not have a special district representation on the Commission, and he suggests that the Commission consider including special districts in the future. He invites the Commissioners to attend the quarterly meetings of the SDA, and he notes that the next meeting of the SDA is on December 5, 2005 at the Santa Clara Valley Water District Office.

3. **APPROVE MINUTES OF AUGUST 10, 2005 MEETING**

   Chairperson Howe recommends that the names of the Commissioners be included on Item 8A on Page 6, and on Item 7 on Page 7.

   On motion of Commissioner Alvarado, seconded by Commissioner Gage, it is unanimously ordered that the minutes of August 10, 2005 meeting be approved, as amended.
4. MORGAN HILL USA AMENDMENTS
   a. Holiday Lake Estates
   b. Hill Road

Ms Palacherla provides oral and written information regarding the request of the City of Morgan Hill to expand its Urban Service Area to include the unincorporated portions of the Holiday Lake Estates area. In addition, she notes that 80 of the 200 homes have sewer service from the City, and that the septic systems are approximately 40 years old and are failing.

Ms Palacherla indicates that LAFCO staff has reviewed the application relating to the Holiday Lake Estates and that inclusion of the area in the Urban Service Area is consistent with LAFCO policies. She advises that LAFCO staff recommends inclusion of the Holiday Lake Estates area in the Urban Service Area of the City of Morgan Hill. She discusses the reasons for the staff recommendation to approve the proposal, which includes preparation by the City of a plan for financing and constructing a sewer system in the area, where necessary. She states that approval of the proposal would allow the City to extend sewer service to the area and would address the public health and safety concerns in the area.

Ms Palacherla continues by discussing the proposal to include the unincorporated portions of Hill Road to the south of Diana Avenue up to East Dunne Avenue and also Diana Avenue up to Hill Road. She notes that these portions of land are adjoining an urban unincorporated island that the City wants to annex. She advises that inclusion of these unincorporated portions would facilitate the process of island annexation of the unincorporated island into the Urban Service Area of the City of Morgan Hill. She advises that LAFCO staff recommends approval of this proposal, as well.
In conclusion, Ms Palacherla indicates that the recommendation for approval is on the condition that the City of Morgan Hill will pay the LAFCO fees.

Chairperson Howe inquires whether there are public comments regarding Item 4, and there are none.

On motion of Commissioner Gage, seconded by Commissioner Alvarado, it is unanimously ordered that the proposal to include the Holiday Lake Estates area in the Urban Service Area of the City of Morgan Hill be approved.

It is further ordered that the proposal for a minor expansion of Morgan Hill’s Urban Service Area to include the necessary unincorporated portions of Hill Road to the south of Diana Avenue and up to East Dunne Avenue and Diana Avenue up to Hill Road be approved.

5. SAN JOSE USA AMENDMENT 2005 AND REORGANIZATION OF STORY #56

Ms Palacherla provides oral and written information, including a corrected map, relating to the proposal of the City of San Jose to include two parcels of land on Fleming Road in the City’s Urban Service Area, as well as to annex them, to allow the two parcels to connect to the City sewer system. She states that the two parcels located on Fleming Road have failing septic systems, and that the proposal includes only portions of the two parcels that are within the 15 percent slope line. She notes that the two parcels are surrounded by City lands; however, the parcels that surround the two parcels are not within the City’s Urban Service Area.

Ms Palacherla indicates that LAFCO staff evaluated the proposal for consistency with LAFCO policies, and she advises that LAFCO staff believes that the proposal would involve logical and orderly boundaries. She notes that although the areas are not within the City’s Urban Service Area, they have been included in the City’s urban growth boundary. She further notes that annexing these areas would allow the City to apply the appropriate land use and zoning designations to the parcels that are outside the proposed Urban Service Area and allow them to remain open space without much development potential.
Ms Palacherla indicates that generally LAFCO policies discourage annexations outside the Urban Service Area. However, annexation in this case will help promote preservation of open space, and that LAFCO may make an exception because of health and safety issues. Further, she reports that the City has provided LAFCO staff with information relating to the City’s ability to provide urban services without much change to existing services.

In conclusion, Ms Palacherla advises that LAFCO staff recommends approval of the Urban Service Area expansion and annexation of the two parcels to the City of San Jose with the condition that the City pay any additional fees to be determined by LAFCO staff.

In response to an inquiry by Commissioner Alvarado, Ms Palacherla responds that one of the parcels is owner-occupied and that the lands to the north, east, and west of the parcels are incorporated into the City. However, she states that the two parcels are outside the City’s Urban Service Area because portions of the two parcels are on the 15 percent slope. She confirms that portions that are within the 15 percent slope are going to be included in the Urban Service Area.

Chairperson Howe inquires whether there are public comments regarding Item 5, and there are none.

On motion of Commissioner Alvarado, seconded by Commissioner Gage, it is unanimously ordered that the proposal by the City of San Jose be approved relating to expansion of the Urban Service Area boundary to include a portion of two parcels of land located on 1230 and 1238 Fleming Road.

It is further ordered that the proposed annexation of the two parcels of land located on 1230 and 1238 Fleming Road to the City of San Jose be approved.

**COMMISSION ACTION AND/OR DISCUSSION ITEMS**

Chairperson Howe requests clarification whether the Commission can take any action on items listed as Commission Action and/or Discussion Items. Ms Kretchmer advises that the Commission can take action where there is a possible action indicated on each item.
6. UPDATE ON ISLAND ANNEXATION EFFORTS

Ms Noel provides written and oral reports regarding updates on island annexation efforts. She notes that LAFCO staff recently completed a document entitled “Making Your City Whole: Taking Advantage of the Current Opportunity to Annex Urban Unincorporated Pockets,” as a guide to conducting pocket annexations. She indicates that the document was prepared with the assistance of Don Weden, former County Principal Planner, and that copies of the document were provided to the Commissioners and to the members of the audience. She further indicates that a resolution supporting a review of city and the County development standards is going to be included on the agenda for the October 18, 2005 meeting of the Board of Supervisors to determine whether additional changes are necessary to make County standards more consistent with city standards.

Ms Noel reports that the cities of Morgan Hill, Monte Sereno, and Los Altos are actively pursuing island annexations at this time, and that the County Surveyor’s Office and the County Assessor’s Office are preparing documents for 15 of Morgan Hill’s islands and three of Monte Sereno’s islands. She states that the City of Morgan Hill is tentatively preparing documents pertaining to the California Environmental Quality Act in relation to the City’s island annexation, and that the City will conduct public hearings on annexations in February and March 2006.

In addition, Ms Noel reports that the City of Monte Sereno will hold a community meeting on island annexations in October, and residents and property owners will receive a document entitled “Monte Sereno Pockets Project: Annexation Answer Book,” which was prepared by LAFCO staff with assistance of Monte Sereno’s City Manager and the County Planning Office.

Further, Ms Noel reports that the City of Los Altos will hold public workshops for island residents and property owners with focus on the Blue Oak Lane area and the Woodland Acres area. She advises that residents and property owners will receive a document entitled “Annexation Answer Book,” which was prepared by the City.
Ms Noel indicates that the Cities of Saratoga, San Jose, Campbell, and the Town of Los Gatos continue to research the issue of island annexations and are waiting to receive authorization from their respective city councils to initiate the island annexation process. She states that the City of Saratoga is having geotechnical reports prepared for their islands in order to determine whether there are any geotechnical issues relating to the islands and the impact to the long-term condition of public roads in the islands.

Reporting further, Ms Noel provides information relating to the continued dialogue regarding island annexations between the County and the City of San Jose, such as the written correspondence received by Pete Kutras, County Executive, from the San Jose City Manager, requesting that the County Board of Supervisors take action in setting priorities for the City’s island annexations. She indicates that the County has taken the letter under advisement.

Ms Noel also provides information regarding continuing dialogue with the Town of Los Gatos on island annexations. She notes that the Town Council held a meeting in September 2005, and that the Town Council reviewed several options, accepted public testimony, and tabled further discussion of the matter until the next Council meeting in October.

In addition, Ms Noel reports that LAFCO staff met with the Mayor and City Manager of Campbell in August 2005 and discussed the City’s interest in annexing three of their remaining islands. She indicates that several issues were discussed, including the City’s concerns regarding the financial impact of annexation and the effect to the City’s contract with the Central Fire Protection District.

In conclusion, Ms Noel advises that the Cities of Cupertino, Gilroy, Milpitas, Mountain View, Sunnyvale, and Santa Clara have not expressed any interest in any island annexations.

Commissioner Alvarado expresses appreciation to the efforts of LAFCO staff, and she comments that it is encouraging to observe the progress on island annexation in Morgan Hill, Los Gatos, and Sunnyvale. Further, she inquires regarding how public perception is formed, what the public reactions are, how much outreach and discussion
take place relating to the subject of island annexation. She comments that there had been resistance with some pocket residents in the past, and she expresses concerns that there is limited time for the streamlined process for annexing pockets.

Chairperson Howe states that the City of Sunnyvale has annexed or will annex all except one pocket. He indicates that the annexations that have taken place in the City of Sunnyvale in the last four years have been uncontested. Further, he comments that staff held public hearings in addition to the required formal public hearings, and that education process clarified the issues.

Ms Palacherla responds by providing information regarding Morgan Hill and the formation of an interagency group composed of the City of Morgan Hill, LAFCO, the County, and the Water District, to address the issues at the Holiday Lake Estates. Further, she notes that the group met with the members of the Holiday Lake Estates community and discussed their options and the feasibility study relating to forming an assessment district for sewer infrastructure in the area. She states that the meeting was positive and that the community members agreed to initiation of the feasibility study. She states that LAFCO will provide the community with information regarding the impacts of annexation.

Ms Palacherla indicates that an informational report on the impacts of annexation has been provided to the community members of Monte Sereno. She also states that the first community meeting will be held next week and that a report will be provided at the next LAFCO meeting. In addition, Ms Palacherla advises that documents and reports were prepared to address some of the issues discussed by the residents regarding annexation and that public meetings will also be held.

Chairperson Howe inquires whether there are public comments regarding Item 6, and there are none.

On motion of Commissioner Gage, seconded by Commission Vicklund-Wilson, it is unanimously ordered that the report be accepted.

7. EXTENSION OF WATER SERVICE BY PRIVATE WATER COMPANIES TO UNINCORPORATED AREAS OUTSIDE CITY URBAN SERVICE AREAS
Chairperson Howe indicates that there are no public comments regarding Item 7. On motion of Commissioner Gage, seconded by Commissioner Vicklund-Wilson, it is unanimously ordered that Item 7 be continued to the next LAFCO meeting.

8. **REPORT ON 2005 CALAFCO ANNUAL CONFERENCE**

Commissioner Vicklund-Wilson reports that the 2005 Annual Conference of the California Association of Local Agency Formation Commissions (CALAFCO) was held in September, and that representatives from the Santa Clara County, Monterey, and Santa Cruz LAFCO participated and co-chaired the event. She provides information regarding the success of the conference, including educational sessions, implementation of a Mobile Workshop, and a keynote speaker relating to smart growth and development. She expresses appreciation to Ms Palacherla for her efforts as the Program Chair for the event.

Further, Commissioner Vicklund-Wilson indicates that the CALAFCO Legislative Committee will discuss extending the timelines for streamlined island annexations. She also states that she was re-elected to serve on the CALAFCO executive board for a second term. Commissioner Alvarado congratulates Commissioner Vicklund-Wilson for her re-election, and she also expresses appreciation for the efforts of Commissioner Vicklund-Wilson and staff relating to the conference. Commissioner Vicklund-Wilson expresses appreciation to Commissioner Alvarado as one of the speakers at the conference.

Chairperson Howe expresses appreciation to Commissioners Vicklund-Wilson and Alvarado and staff for their efforts and representation of the Commission.

Chairperson Howe indicates that there are no public comments on Item 8. On motion of Commissioner Gage, seconded by Commissioner Alvarado, it is unanimously ordered that the report be accepted.

9. **LAFCO STRATEGIC PLANNING WORKSHOP**

Ms Palacherla provides verbal background information regarding strategic planning sessions that some of the LAFCOs in other counties are conducting to set goals
and objectives, discuss issues, and create mission statements and work plans. She recommends that the Commission hold a strategic planning workshop, and advises that staff is requesting direction from the Commission regarding topics that will be discussed at the workshop. Commissioner Vicklund-Wilson suggests that the workshop include a review of the guidelines or policies of the Commission. Commissioner Alvarado expresses agreement to hold a workshop. She comments that discussion concerning the roles and responsibilities of the members of the Commission and creating a mission statement be included in the workshop.

On motion of Commissioner Alvarado, seconded by Commissioner Vicklund-Wilson, it is unanimously ordered that staff be authorized to set a date and plan a strategic planning workshop.

In response to an inquiry by Chairperson Howe, Ms Palacherla advises that the strategic planning workshop will be a two-hour workshop that will be scheduled preceding the LAFCO meeting in February 2006.

10. PROPOSED TOUR OF GILROY

Ms Noel reports that LAFCO staff had an informal meeting with the officials of the City of Gilroy in September 2005 regarding a dialogue with LAFCO concerning the growth and preservation plans of the City. She indicates that Al Pinheiro, Mayor, City of Gilroy, and the City staff offered to host a workshop and/or tour of the Gilroy area for LAFCO members and staff in October or November.

On motion of Commissioner Alvarado, seconded by Commissioner Vicklund-Wilson, it is unanimously ordered that staff be authorized to schedule and plan the workshop and/or tour with the City of Gilroy staff.

Chairperson Howe indicates that he may not be available to participate in the workshop and/or tour of Gilroy. He requests that staff provide information to Commissioner LeZotte regarding the workshop and/or tour of Gilroy and the strategic planning workshop.

11. LEGISLATIVE REPORT
Ms Noel provides written and verbal reports relating to Assembly Bill (AB) 1602, AB 1746, and Senate Bill (SB) 135 relative to Santa Clara County. She indicates that AB 1602, which would restore the formula to allow vehicle license fee offsets to flow to future incorporations, did not pass the Legislature and will be considered next year. Further, she states that AB 1746 was signed by the Governor, which extends the deadline for completing the Sphere of Influence updates from January 1, 2006 to January 1, 2008 and will help LAFCOs control costs, avoid litigation, and focus on the highest priority projects. In addition, Ms Noel provides information that SB 135, which rewrites the Community Services District Law, was also approved.

On motion of Commissioner Alvarado, seconded by Commissioner Gage, it is unanimously ordered that the report be accepted.

12. PENDING APPLICATIONS (Information Only)

Ms Noel provides written and verbal reports regarding the application of the Redwood Mutual Water Company (RMWC) for the formation of the Redwood Estates Community Services District to transfer the water system that the RMWC provides to several communities in the Santa Cruz mountain area to the San Jose Water Company (SJWC). She states that the agreement between RMWC and SJWC will be finalized and will be submitted for approval by the Boards of Directors of both companies, by the members of RMWC, by the California Public Utilities Commission, and by a number of other regulatory agencies. She notes that following completion of the transaction by the first quarter of 2006, a meeting with LAFCO staff will be held to determine whether a revised application for a Community Services District from RMWC would be necessary.

In conclusion, Ms Noel indicates that LAFCO staff will continue to provide updates regarding this matter.

13. WRITTEN CORRESPONDENCE

There is no discussion.

14. NEWSPAPER ARTICLES

There is no discussion.
15. **ADJOURN**

On order by the Chairperson, there being no objection, the meeting is adjourned at 2:08 p.m.

The next regular LAFCO meeting is scheduled to be held on Wednesday, December 14, 2005 at 1:15 p.m. in the Chambers of the Board of Supervisors, County Government Center, 70 West Hedding Street, San Jose, California.

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John Howe, Chairperson
Local Agency Formation Commission

**ATTEST:**

______________________________
Beverly Sumcad, Deputy Clerk
ITEM NO. 4

Date Prepared: December 7, 2005
LAFCO Meeting: December 14, 2005

TO: LAFCO

FROM: Neelima Palacherla, Executive Officer
       Dunia Noel, Analyst

SUBJECT: Update on Island Annexations

Agenda Item #4

For Information Only

LAFCO Staff Has Distributed New Guide on How to Annex County Pockets

LAFCO staff recently completed a Guide conducting pocket annexations. The Guide, entitled "Making Your City Whole: Taking Advantage of the Current Opportunity to Annex Urban Unincorporated Pockets," was distributed to City and County Officials and staff, LAFCO, community leaders, and interest groups. The Guide was also placed on the LAFCO website for downloading.

County Board of Supervisors Adopts Resolution of Intent to Review Development Standards in Pockets

The County Board of Supervisors on November 15 th adopted a resolution in support of the future evaluation, and consideration of making the County development standards in the County pockets consistent with those of the surrounding city. The Resolution of Intent complements other forms of financial incentives, procedural assistance and road surface improvements being provided to the cities. The County and LAFCO are providing these incentives in order to promote the annexation of the maximum number of pockets possible during the 2005-2006 streamlined annexation process.

Cities Actively Pursuing Island Annexations

Morgan Hill

In November, the County Surveyor’s Office and County Assessor’s Office provided the City of Morgan with the necessary maps and forms. City staff will use these maps, as well as Reports from the Assessor’s Office to prepare for the City’s public hearing process. The City is tentatively scheduled to complete CEQA documentation for the annexations in November 2005 and will hold public hearings on the annexations in February and March of 2006.
Monte Sereno

The City of Monte Sereno is working to annex three unincorporated islands. The City held a community meeting on island annexation on October 17th, and held a pre-zoning hearing on November 1st. The City held a second reading of the pre-zoning ordinance and adopted the ordinance on November 15th. The City held an annexation hearing on November 29th, but continued the item for 90 days in order to form a working group to allow residents in the pockets to review and propose development standards and procedures for the islands with the goal of bringing to the City Council an annexation package proposal that the affected property owners can support.

Los Altos

The City of Los Altos held island annexation workshops for Blue Oak Lane on October 18th and for Woodland Acres on October 20th. On November 15th, the City of Los Altos directed staff to schedule a public hearing to initiate annexation of the two pockets. The City’s public hearing to initiate annexation will be held on January 24, 2006 and the hearing to approve the annexation will be held on February 28, 2006. LAFCO staff expects to receive a signed Mapping Request Form from the City in the next week, which will allow the County Surveyor’s Office and County Assessor’s Office to begin to prepare the necessary maps and forms.

Cities Researching and Studying Island Annexations

Mountain View

The City of Mountain View has expressed some interest in annexing some of the pockets. City of Mountain View’s planning staff is preparing a staff report on all of the pockets in Mountain View. The staff report will include descriptions of all of the pockets, information on the benefits of annexing each pocket, and information on the island annexation process. Staff is seeking direction from the City Council on whether to begin the annexation process.

Saratoga

In September, the Saratoga City Council authorized City staff to have geotechnical reports prepared for the two islands in order to inform the City about whether there are geotechnical issues in the islands and how those geotechnical issues could impact public roads in the islands. The City is concerned about the long-term costs of maintaining public roads in the islands once they are annexed. The City recently completed these studies and determined that maintaining roads in these two islands would be very costly due to the geological instability of the area. The City’s Public Works Director is currently reviewing the reports. City staff has indicated that although the City is interested in annexing the two islands, long-term road maintenance costs in the islands may prevent the City from moving forward with the annexations.
San Jose

City of San Jose staff continue to discuss the issue of island annexations, but has no formal plans to conduct island annexations at this point. Supervisor Alvarado and San Jose City Councilmember Campos met with residents of the Lyndale Neighborhood in October in order to see if the neighborhood was interested in annexing to the City of San Jose. The meeting was well attended and residents requested further information on how annexation would impact them. The County, LAFCO, and the City are working with the neighborhood association to provide residents with further information. A second community meeting will be held in January.

Los Gatos

On December 5, 2005, the Los Gatos Town Council held a public hearing to continue Council’s discussion of if and how the Town should proceed with annexing unincorporated pockets. City staff presented the Council with the following three options:

1. Conduct outreach to property owners in the 15 eligible County islands to inform them about the annexation process and to inquire as to their interest in annexing to the Town of Los Gatos via their return of a postcard. Return to Council with results of outreach for further direction.

2. Conduct outreach to property owners in the 15 eligible County islands to inform them about the annexation process and to inquire as to their interest in annexing to the Town of Los Gatos via contact staff. Distribute postcard inquiry to only those islands wherein a resident/property owner expresses interest. Return to Council with results of outreach for further direction.

3. Do not proceed with island annexations.

After substantial public testimony from pockets residents opposed to the City’s annexation plans, the City Council voted unanimously to not proceed with islands annexations at this time.

Campbell

The Mayor and City Manager of the City of Campbell have expressed an interest in annexing all three of their remaining pockets. However, the City has concerns about how annexation of the pockets will impact the City financially, particularly relating to the City’s contract with Central Fire Protection District. City staff are continuing to research this issue. The City Council is scheduled to hold a study session on island annexations on December 12 in order to consider if and how to proceed with island annexations.

Cities Not Currently Pursuing Island Annexations

There are no new updates from the Cities of Cupertino, Gilroy, Milpitas, Sunnyvale, and Santa Clara.
CPUC's Draft Water Action Plan
The California Public Utilities Commission (CPUC) is in the process of drafting a "Water Action Plan" to guide it in regulating private water companies. The Draft Plan is available on the CPUC's web site.


The Draft Water Action Plan discusses a set of six objectives of the CPUC that are intended to promote the following principles:

- Safe, high quality water
- Highly reliable water supplies
- Efficient use of water
- Reasonable rates and viable utilities

The objectives of the Plan focus on water quality/supply, infrastructure, rates and other standards. However, one critical area that is not currently addressed in the draft plan relates to the relationship between orderly growth and development, landuse and water service provision.

LAFCO staff is working with CALAFCO to provide comments to the CPUC on its Draft Water Action Plan. Specifically we would like to encourage CPUC to consider local landuse policies, impacts of service extensions on orderly growth and development, and to seek better cooperation and coordination between the private water providers, LAFCO and local landuse agencies.

Background Information
This issue came to our attention early this year, when LAFCO received notices that the Great Oaks Water Company, a private water company was proposing to extend its boundaries and provide service in the unincorporated areas of South Almaden Valley and the Coyote Valley, both areas outside San Jose city limits and urban service area. LAFCO provided comments to the CPUC on both the proposed service extensions.
When reviewing expansion of special district boundaries outside a city’s USA, LAFCO’s policies require that it consider the proposal’s consistency with City and County’s General Plans and landuse studies for the area. In Santa Clara County, LAFCO policies, the County General Plan policies, and the City of San Jose General Plan polices do not allow services to be extended to such areas until these areas are included in the City’s urban service area (USA) and annexed to the city. The cities, County and LAFCO have adopted joint policies that allow urban development to occur only within the cities and their USAs and establish that no urban services will be provided outside of these boundaries. Only development that would not require urban level of services is permitted by the County in unincorporated areas outside these boundaries. The provision of water to such areas could therefore have the potential to allow more intense development in these areas and cause development pressures.

Since Great Oaks Water Company is a private entity, it is regulated by CPUC and is not subject to LAFCO authority. The regulatory authority over water service providers is split between three agencies; the California Public Utilities Commission (CPUC) regulates service and boundary extension for private water companies/investor owned water companies such as Great Oaks Water Company, the Department of Corporations regulates mutual water companies and LAFCO has regulatory authority over public water providers such as water districts.

In August, LAFCO directed staff to report back with additional information in order to further discuss this issue. Staff has since held a meeting with the SCVWD staff, at which time LAFCO staff became aware of CPUC’s Draft Water Action Plan. Staff believes that this is an opportunity for LAFCO to work with CPUC and to request consideration of local landuse impacts in CPUC’s review of water service extensions.

Depending on the outcome of the CPUC’s Water Action Plan, LAFCO in collaboration with other LAFCOs or CALAFCO may consider exploring additional options for encouraging CPUC to consider local landuse, development and growth impacts.
LAFCO Meeting Date: December 14, 2005
Date Prepared: December 7, 2005

TO: LAFCO
FROM: Neelima Palacherla, Executive Officer
Dunia Noel, Analyst

SUBJECT: Response to November 17, 2005 Letter From the San Jose Municipal Water System
Agenda Item #6

STAFF RECOMMENDATION

Authorize staff to:

1. Include San Jose Municipal Water System’s letter in the LAFCO’s Countywide Water Service Review’s official file, and
2. Send a letter to the San Jose Municipal Water System and Santa Clara County water service providers in order to clarify the facts regarding the San Jose Municipal Water System and post LAFCO’s letter on the LAFCO website.

BACKGROUND

November 17, 2005 Letter from San Jose Municipal Water System (SJMWS)

Mansour Nasser, Division Manager, SJMWS, states in his letter that there is an ambiguity in the Water Service Review Report that results in a misstatement of fact regarding SJMWS. Specifically, on page 146, in the Evergreen Service Area Service Section, second paragraph, the report reads, “The City has noted that in the event of an emergency and SCVWD supply is interrupted, groundwater production capacity plus storage does not equal the maximum day demand.” Mr. Nasser also states that while the statement is technically true, they are not “equal,” the statement could mislead readers into believing that the system is
deficient. When in fact production capacity plus storage exceeds maximum day demand.

According to Mr. Nasser, the SJMWS’s storage capacity plus groundwater production capacity exceeds the maximum day demand because SJMWS’s Evergreen Service Area has 24.6 million gallons of storage capacity available and a groundwater production capacity of 7.2 million gallons per day resulting in combined capacity of 31.8 millions gallons. This is significantly in excess of the Evergreen Service Area’s 27.1 MGD maximum demand and therefore no deficiency exists in the Evergreen Service Area.

Mr. Nasser has requested that LAFCO revise the Countywide Water Service Review Report and update the LAFCO website to accurately reflect the facts.

Report Was Adopted in June 2005 and Period for Revising Report Has Passed
LAFCO’s Countywide Water Service Review Report was adopted in June 2005 after several agency review and revision opportunities. The Final Report reflects the comments that we received from SJMWS, specifically from Mr. Nasser. The Final Report has been circulated to participating agencies via the LAFCO website since June 2005 and may have been downloaded by several unknown parties since that time.

LAFCO Can Clarify the Facts and Update Water Service Providers of the Facts
Although the time period for revising the report has passed, LAFCO can include Mr. Nasser’s letter in the Project’s official file. In addition, LAFCO can notify Santa Clara County water service providers in order to clarify the facts regarding SJMWS and can also post the clarification on LAFCO’s website.

ATTACHMENT
Attachment A: November 17, 2005 Letter from Mansour M. Nasser
Ms. Dunia Noel  
LAFCO Analyst  
Local Agency Formation Commission  
Santa Clara County  
70 West Hedding Street, 11th Floor, East Wing  
San Jose, California 95110

Dear Dunia:

It has been brought to our attention that there is an ambiguity in LAFCO's final water service study report that results in a misstatement of fact regarding the San Jose Municipal Water System (SJMWS). Specifically, on page 146, in the Evergreen Service Area Section, second paragraph, the report reads, "The City has noted that in the event of an emergency and SCVWD supply is interrupted, groundwater production capacity plus storage does not equal the maximum day demand." While technically true, they are not "equal." The statement could mislead readers into believing that the system is deficient.

In fact, storage capacity plus groundwater production capacity exceeds the maximum day demand. Please note that the SJMWS's Evergreen service area has 24.6 million gallons of storage capacity available and a groundwater production capacity of 7.2 million gallons per day. Combined, this results in a maximum day capacity of 31.8 million gallons. This is significantly in excess of the Evergreen service area's 27.1 MGD maximum day.

This issue is repeated on page 151, item 2, under Determinations. The second paragraph should read "SJMWS will be able to meet maximum day demands in the Evergreen area in the event SCVWD water supply is interrupted: Groundwater production capacity and storage exceeds the maximum day demand."

If possible, please correct the final report and update the website to accurately reflect the facts. I apologize for my oversight and not bringing this to your attention earlier. It will be helpful if you send us an email or letter that acknowledges that you will be updating your report.

Thank you for your prompt consideration of this matter.

Sincerely,

Mansour M. Nasser  
Division Manager  
Municipal Water System Division

MMN:eb  
le86

3025 Tuers Road, San José, CA 95121  tel Administration (408) 277-4218, Engineering (408) 277-3671  
Operations & Maintenance (408) 277-5180, Customer Service (408) 277-4036 fax (408) 277-4954
Date Prepared: December 7, 2005  
LAFCO Meeting: December 14, 2005

TO: LAFCO  
FROM: Neelima Palacherla, Executive Officer  
SUBJECT: Strategic Planning Session  
Agenda Item # 7

Staff Recommendation

Staff recommends that the Strategic Planning session be held on the morning of the next regular LAFCO meeting date. The next LAFCO meeting is scheduled for February 8, 2006. Staff is proposing that the Planning Session be held from 9:30 to 1:00pm on that day, followed by the regular LAFCO meeting at 1:15 pm.

Staff has identified the following potential topics for the Strategic Planning Session:
1. LAFCO Overview including purpose of LAFCO and the role of LAFCO commissioners  
2. Overview of local LAFCO Policies  
3. Development of a Mission Statement  
4. Development of local goals and objectives including  
   • Review of 2003-2005 Activities and Accomplishments  
   • Work in Progress / Ongoing Projects  
   • Unfinished / Outstanding Tasks  
   • Issues / Projects Anticipated in the Next two Years

The Commission at its October meeting directed staff to set a date and plan for a Strategic Planning Session for LAFCO.
December 7, 2005

TO: LAFCO

FROM: Neelima Palacherla, Executive Officer

SUBJECT: Appointment of 2006 Chairperson and Vice Chairperson

Agenda Item # 8

RECOMMENDATION

Appoint Commissioner Don Gage as Chair and Commissioner Linda J. LeZotte as Vice Chair.

DISCUSSION

Appointment of Chair and Vice Chair is made on a calendar year basis. LAFCO’s rotation schedule is as follows:

- City representative
- County representative
- San Jose representative
- County representative
- Public representative

The Chair for the previous year was Commissioner John Howe, City representative and the vice chair was Commissioner Gage, County representative. In accordance with the rotation schedule, staff recommends that LAFCO appoint Commissioner Gage as 2006 Chairperson and Commissioner LeZotte as Vice Chairperson.
2006 SCHEDULE OF LAFCO MEETINGS
AND APPLICATION FILING DEADLINES

<table>
<thead>
<tr>
<th>FILING DEADLINE</th>
<th>LAFCO MEETING*</th>
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<tbody>
<tr>
<td>Wednesday, December 21, 2005</td>
<td>Wednesday, February 8, 2006</td>
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<tr>
<td>Wednesday, February 15, 2006</td>
<td>Wednesday, April 12, 2006</td>
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<tr>
<td>Wednesday, April 19, 2006</td>
<td>Wednesday, June 14, 2006</td>
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<td>Wednesday, June 21, 2006</td>
<td>Wednesday, August 9, 2006</td>
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<td>Wednesday, August 16, 2006</td>
<td>Wednesday, October 11, 2006</td>
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<tr>
<td>Wednesday, October 18, 2006</td>
<td>Wednesday, December 13, 2006</td>
</tr>
</tbody>
</table>

TIME OF MEETINGS: 1:15 PM
LOCATION OF MEETINGS: Board of Supervisors' Chambers
County Government Center
70 West Hedding Street, 1st Floor
San Jose, CA 95110

FILING LOCATION: LAFCO Office
70 West Hedding Street, 11th Floor
San Jose, CA 95110
(408) 299-6415

*Generally every second Wednesday of even months.
LAFCO’s Water Challenge: Water as a Fundamental Planning Element in a Multi-Jurisdictional Landscape

By Robert Shibatai

Editor’s Note. Following its well-received presentation at the Annual Conference, Mr. Shibatai prepared a paper for CALAFCO outlining some of the issues LAFCOs face in water decisions. This article contains excerpts from that paper. The complete paper (along with other water-related materials) is available on the CALAFCO website at www.calafc.org/resources.

Water, and all of its associated uses, will continue to be the most important resource issue facing California for the next century. As California continues to grow, with current population estimates approaching 47 million by the year 2020, new water supplies, by necessity, will be aggressively pursued.

California’s unique climate, demographics, physiology, and water management infrastructure only serve to increase the importance with which water affects long-term resource/land use planning across the State.

With our existing water infrastructure, even in normal water years, we are losing carryover storage; in fact, there is a net loss of water storage across the State, even during what we would consider “normal water years.”

These climatological and demographic facts are noteworthy in that they strongly influence water policy and associated water projects throughout the State.

With water representing a key element in virtually every form of land use and resource management planning in California today, major land use planning efforts involving residential development, commercial/industrial development, and agricultural development cannot ignore the wide-ranging influence of water supply management.

All of what we have been discussing poses some unique challenges to LAFCOs across the State, challenges that will only increase as California’s population and land use pressures continue to escalate. As an agency vested with inimicable authority under Cortese-Knox-Hertzberg, an individual LAFCO has the distinctive ability to shape and guide that portion of the mosaic with regard to special districts and other public water providers. With water playing a central role in so many planning realms, how then, can LAFCO best use this knowledge in making its own determinations?

Increasing the level of scrutiny of LAFCO’s processes may represent one place to start. For example, what specific threshold criteria are applied when examining the merits of expanding a water district’s service area? Technically, such matters can be straightforward; the rigor of the investigation into firm yield water supplies; the metrics used in determining the probability for certain water year types; and how one water district’s long-term water supply plan influences an adjacent purveyor in the same or neighboring watershed are clear-cut. However, many of these

Continued on Page 10
FROM THE EXECUTIVE DIRECTOR

Write Right: Get Mileage from LAFCo Reports

As you can see from this issue of The Sphere, interest in LAFCo Municipal Service Reviews continues to grow, particularly in how to increase the value of the incredible work being done around the state.

We’ve all learned that how something is said is as important as what is said. It’s true with speaking and it’s true with writing. With the investment LAFCos make to prepare MSRs—as well as other reports and documents—it is to our advantage to maximize the value and influence of these documents. Even with great content, paying attention to style, presentation of information and aesthetics of the document can add value to the work.

Here are a few reminders to help improve MSR and report writing.

1. Who’s the Audience? Write to Their Needs!

Sure, this is an easy question … it’s your Commissioners! But are they the only ones in the audience? Think about who should read the report and what needs to be included for the reader to understand the issue, its context, and the methodology and rationale for the report’s conclusions.

Be careful about assumptions about the audience. It’s easy to assume the audience knows—or remembers—much more about an issue than it actually does. This can be a trap particularly for staff who get immersed in an issue on a daily basis. They know the subject well and have probably read a number of drafts over time. It is easy to forget that commissioners (and the rest of the readers) may only touch the issue once a month or less frequently. Sometimes, with a goal of brevity or presenting “just the facts,” too much background, context, or explanation is left out of a report, and its value suffers.

TIPS: Write like you would to explain an issue to your mother. Be concise but complete. Include a brief executive summary (one page maximum) which encapsulates the problem, background, approach, and conclusions.

2. Remove, Take Out and Eliminate Redundancies

Although writing to the needs of the audience can increase quantity, paying attention to redundancies can reduce volume and increase readability. Look for places where words are added to self-explanatory statements (such as time of, distance of, or quantity of). Here’s an example: The water pipe extended for a distance of 25 feet. Look for excessive lists of examples where two or three adjectives are used. Can they be eliminated? One well-written sentence is more powerful than repeating a point multiple times. Say it well once.

TIPS: Have someone edit your work. They can often spot redundant words, phrases or sentences to eliminate.

3. Use an Active Voice—Add Power to the Points

An active voice is more direct and persuasive. Its emphasis is on action, rather than the passive voice of being acted upon. Good report writing prefers an active voice but does not use it exclusively. An active voice emphasizes the actor, while a passive voice directs attention to the act. Here is an example: All the data is summarized in Appendix D (passive) vs. Appendix D summarizes the data (active). Sometimes a simple change in verb can improve the sentence: The operations center is connected to the district headquarters through a…

Watch for sentences with weak verbs that end in -ing. Eliminate the -ing form and turn it into a stronger statement. The fire chiefs were meeting to discuss consolidation vs. The fire chiefs met to discuss consolidation.

Continued on Page 6
FROM THE BOARD CHAIR

CALAFCO’s New Chair Looks to the Future

I am honored to have been selected by the CALAFCO Board of Directors at our September Annual Conference to serve as the Chair for 2005/06. I look forward to serving along with Peter Herzog—Vice Chair, Roger Anderson—Secretary, and Susan Wilson as Treasurer. Following the excellent leadership of past Chair Tim Campbell, the entire Board has agreed upon strategic goals for the Association in the year ahead.

For those of you who attended the annual conference in Monterey, you learned of the prior accomplishments for CALAFCO and certainly heard of the pro-active legislative agenda we’ve enacted and the enhanced services for members the Board has proposed.

I hope you’ve taken the opportunity to give us feedback on the Monterey conference workshops. The conference organizers did an outstanding job with coordination of the site, the workshops, the materials and the overall content of the conference. Approximately 300 LAFCo commissioners and staff from 43 LAFCos were in attendance.

“Charting a Course Today, Lighting the Way Tomorrow” theme for the conference set the stage for discussion on agricultural/urban interface challenges, new state policies/trends for housing and development, island annexations, water rights and transfers, and challenges for special districts. Please let us know your thoughts, so we might prepare for the next conference to be even more informative and valuable for the work we all do as Commissioners.

During our Business meeting, the Board of Directors provided a report on Member Services for 2005, detailing the improved communication resources including The Sphere, the CALAFCO web site www.calauco.org, enhanced Staff Workshop opportunities, and our very pro-active legislative agenda and representation that has put us at the table with our legislative partners in Sacramento. We also reported on future member services and benefits, such as the CALAFCO University proposal, further member research resources to focus on timely topics, and the goal to facilitate community outreach efforts for member LAFCos.

Finally, the Board of Directors put forth at the Business Meeting, a proposal for bylaw changes for the membership categories and dues. The Association has operated historically from membership dues (34% of budget), Associate Memberships (13.5%) and conference revenues (52%) and publications (5%). As the Board works to enhance opportunities for stronger participation by Associate Membership (sponsors) and to always improve on conference quality and participation, the bottom line needs to be stabilized to move forward with the Association’s goals.

Information on the proposed bylaw changes has been provided to the individual LAFCOs. It is important to hear back from your Commission as soon as you’ve had the opportunity to review and discuss the options. Our next Board meeting takes place in January. In order to move forward, so your bodies can plug in the possible changes with your 06/07 budgets, we need to hear back from you. The changes proposed include additional tiering in the classification of the counties, along with annual adjustments based on Consumer Price Index (CPI).

The Board fully understands what we are asking of the member LAFCOs in making these proposed changes. We are asking you to help your Association to continue providing quality member services, to make certain our voice is heard in Sacramento, to provide you research and technical assistance on issues important to your Commission, and to help you educate your constituency on the role and goals of local LAFCOs. As we all face the challenges ahead with growth pressures, water issues, protecting our state’s valuable agricultural industry, LAFCOs will be more and more on the front line.

Your CALFCO Association is poised, informed, and connected to help you reach your goals in your community. I look forward to serving with our dedicated Board of Directors and our very skilled Executive Director Bill Chiat over this next year. This is your Association -- let’s work to make it the best for all of us.
NEW LAFCO EXECUTIVE OFFICERS
Fall Brings Three New EO Appointments

Fall has been a busy time for LAFCOs around the state as three LAFCOs have made appointments of new Executive Officers. Congratulations and welcome to all the new executive officers!!

CONTRA COSTA
Lou Ann Texeira, former Alameda LAFCo Executive Officer, was appointed in September as the new Executive Officer of Contra Costa LAFCo. Lou Ann replaces Bob Brailman who had been serving as Executive Officer since the retirement of Annamaria Ferrella.

ALAMEDA
In September Crystal Hishida Graff was appointed Executive Officer of Alameda LAFCo. Crystal replaces Lou Ann Texeira who moved to Contra Costa LAFCo. Crystal has previously served in the Executive Officer role and we welcome her back.

EL DORADO
El Dorado LAFCo is excited to announce that José Henríquez of Yolo LAFCo has been selected as Executive Officer. José will replace Roseanne Chamberlain, who plans to retire early next year.

Recruitments are also in the works for both the vacant Policy Analyst and the Commission Clerk positions. Corinne Fratini, former Policy Analyst, is working hard in her first year at Hastings Law School in San Francisco. Susan Stuhlmann, former Clerk, will not be returning to LAFCo following her coronary bypass surgery and the birth of a new granddaughter. New staff members will have some exciting work to do.

A tidal wave of boundary proposals applications are being submitted because the County General Plan has been affirmed by the courts and prohibitions on development have been lifted. New staff will have their hands full. The El Dorado Hills Incorporation appears on the November 8 ballot with the outcome very uncertain.

Submitted by Roseanne Chamberlain, Executive Officer

SAN DIEGO
Psychologist joins the San Diego LAFCo Staff

The newest addition to the San Diego LAFCo staff is Claire Riley. Claire is a recent graduate of San Diego State University with dual degrees in Psychology and Public Administration. Prior to working for LAFCo, she had been employed as a personnel aide by the Office of the County Counsel in San Diego County. Based on the rather unique characteristics of LAFCo issues and staff, Claire's background in the behavioral sciences will undoubtedly prove to be very beneficial.

Claire is currently filling an administrative support position with the San Diego LAFCo and is assigned to a major project involving the establishment of a master Sphere of Influence and Municipal Service Review database. When complete, this new system will be predicated on a regional approach towards collecting, reviewing and updating data. It is hoped that the new system will assist with the comprehensive evaluation of regional service provision characteristics and trends -- and eliminate the data collection burdens and demands that have plagued previous programs.

Submitted by Mike Otta, Executive Officer

NAPA
Newest Member of the LAFCo Family Arrives

Napa LAFCo Executive Officer Dan Schwarz and his wife Robyn proudly welcomed the newest member of their family to the world—Sterling Daniel Schwarz—at 9:59 pm on Friday, October 21. According to Dan, “he weighed in at 5 pounds, 10 ounces—small, but strong.” Dan reports that both Sterling and his mommy are doing great. Congratulations to the Schwarz family!
Not Just for Putting Out Fires: MSR/SOIs as a Planning Tool for Special Districts’ Future

By Yolo County LAFCo Staff

Yolo County has its share of special districts whose creation preceded the Knox-Nisbet Act. A consequence of having been created so long ago is that some of these districts have service boundaries that no longer reflect current physical or fiscal realities. Certainly, the last 30 years have brought tremendous changes to the way local agencies are financed and governed, in addition to changes in their local economies, demographics and population. Most Yolo County special districts have adapted to their circumstances and continued to provide adequate services to their constituents. In fact, some of these districts have thrived and grown beyond their humble beginnings.

Other districts, however, may be in a difficult situation because statutory restrictions or insufficient resources have prevented them from being able to effectively respond to these changing times. For those districts, LAFCo Municipal Service Reviews (MSRs) can be effective tools to identify challenges facing districts and provide possible solutions. MSR information can also result in sphere determinations that may help district service decisions.

Some local agencies are wary of the MSR/SOI process, so Yolo LAFCo staff endeavored to make the process not only painless but, more importantly, as relevant and beneficial to the district as possible. Some of the reports have been used to provide immediate help to districts. In others, staff has applied the MSRs with a more long-term perspective in mind.

**MSRs for Long-Term Service Viability**

Fourteen volunteer firefighter districts provide fire protection throughout the unincorporated, and some incorporated, areas of Yolo County. So far, LAFCo has written and adopted MSRs for nine Fire Protection Districts (FPD). These MSRs have been instrumental from both short term and long-term perspectives, such as:

- **Identify cost-saving measures.** An individual FPD may have instituted a practice that saved it money. By sharing this information, other districts may implement and benefit from the innovation. Among the items shared are tips on charging the insurance companies of recipients who reside outside of the district and ways on improving the availability of water supplies in remote areas.

- **Identify possible boundary realignments.** Adjusting the service areas to conform to current physical limitations (e.g., road alignments and road access) would allow for quicker response times and more equitable service provision.

- **Discuss benefits of consolidation.** Of the nine FPDs studied so far, the MSRs have identified two possible consolidations affecting five FPDs. While the justification for these consolidations is different, the MSRs show that the impacted districts could benefit from pooling their resources.

The recommendations in the MSR/SOI were, for the most part, to keep the sphere boundaries coterminous with current district boundaries. However, the studies also included analyses for consolidation and for boundary adjustments for the sake of starting a discussion. This attempt to start talks between districts results from the communities involved viewing their FPDs as an extension of their social culture with no history of working together. Naturally, these reorganization subjects are sensitive ones. However, the hope is that by using the MSRs to include cost-saving tips and other tools that have real impacts today, those districts see the reports in a positive light.

In addition, for the last two adopted MSRs, LAFCo has requested written responses to the MSR/SOI recommendations by the affected districts. The Commission hopes that this request, in turn, may prompt the decisionmakers to look at their districts’ structure, organization, and operations differently and in a way that will help them cope with the realities of the 21st Century.
**CALAFCO BOARD ELECTS 2005-2006 OFFICERS**

At its first meeting of the fiscal year following the Annual Conference, the CALAFCO Board of Directors elected its 2005-2006 Officers.

New officers include:
- **Chair**: Kathy Long (county-Ventura LAFCO)
- **Vice Chair**: Peter Herzog (city-Orange LAFCO)
- **Secretary**: Roger Anderson (public-Santa Cruz LAFCO)
- **Treasurer**: Susan Vicklund Wilson (public-Santa Clara LAFCO)

The Chair appointed Boardmember Paul Biane, from San Bernardino LAFCO, as program committee chair for the 2006 Annual Conference in San Diego.

The Board also established its meeting schedule for 2006. CALAFCO Board will meet on:
- **Friday, 13 January** (Sacramento)
- **Friday, 21 April** (Glendale)
- **Friday, 30 June** (Sacramento)
- **Thursday, 7 Sept.** (San Diego)

Meeting agendas and Board reports are posted on the CALAFCO website at least a week before each meeting.

A complete 2006 calendar of CALAFCO-related events and meetings is now available on the CALAFCO website. The calendar is updated as new meetings and workshops are added. Visit the website at [www.calafcog.org](http://www.calafcog.org).

**Write Right**

*Continued from page 2*

**TIP:** Look for examples where the verb is preceded by is, are, will be, or for. Watch for verbs that end in -ing. Could they be turned into a more powerful statement with an active voice?

**4. Use Lean Words**

Remember the adage: KISS (keep it simple). Same thing applies to good writing. Why say writing when use is clearer. Same thing with ensure (check), is provided with (has), furnish (give), disseminate (send), employ (use). Plain speak works much better.

Use jargon, acronyms and other "shop talk" terms sparingly. Try descriptive words such as distinct instead of acronyms. Spell out acronyms, and be sure to explain any jargon. Don’t assume, for example, a reader will understand package treatment plans or bioremediation without a brief explanation. Same with terms like sphere, or C-K-H too. These are familiar to us but not to all who would benefit from reading the report.

**TIPS:** It’s not necessary to impress readers with big words; impress them with big ideas. Use terms that make it easy for readers to understand your ideas.

**5. A Picture is Worth Thousands of Words**

Many people are visual thinkers. Use maps, charts, photographs, and graphics to help tell the story. Of course it’s easy to overwhelm a report with too many visuals or too much data, so select those which emphasize key points. Simple charts and graphs work best.

**TIPS:** Excel has powerful, yet easy to use charting and graphing software. For graphics or photos, try the Microsoft clip art collection - [http://office.microsoft.com/clipart](http://office.microsoft.com/clipart). Also, GIS systems can produce some spectacular aerial photos and maps that help tell the story.

**Make it Look Good!**

Use the power of desktop publishing to turn a tedious report into an inviting read. First impressions, regardless of the content, often dictate whether a document gets read or shelved!

**Format.** Rather than full page lines, try columns like this newsletter, or margin note columns like the Assembly Guide to C-K-H. Put an eye-catching cover on your document. A photo or map previews the content and invites the readers.

**Fonts.** Try fonts other than 12 point Times New Roman. Font is the type style and point is the size (this is Garamond 10.5 point). Try different sizes and styles for titles and the cover. A change in style, size or line spacing can put more words on a page and improve readability. Sans serif typefaces for text are most readable. Serifs are those little things at the end of letters. You see them in this typeface, but not in the san-serif type in the title font (Gill Sans). Check your software for available fonts. Avoid hard-to-read fonts.

**Bold, Italic and Underline.** Use them sparingly and only to emphasize a short phrase or word that makes a point. Resist the temptation to use them together. Readers interpret that as yelling.

**Color.** It’s great for on-screen and color printing. Check how the document looks on a black and white printer. Contrast can be adjusted with Word’s picture editor so that they don’t get too dark to see when printed.

Once you’ve picked your style, use it on all your documents for visual recognition of the work you produce.

**Happy writing!**
FIELD SURVEY

CALAFCO Study Examines Municipal Service Reviews
By David Church, San Luis Obispo LAFCo

Introduction
Surveys provide great information about the issues du jour and can raise a good number of questions as well. Such is the case with the Municipal Service Review (MSR) survey performed by the legislative subcommittee that is researching how LAFCOs are doing in implementing the requirement to prepare an MSR in order to update a Sphere of Influence.

Several topics were covered in the survey regarding MSRs, including: purpose, effectiveness, reaction, written determinations, methodology, and timing. A total of 27 LAFCOs (47%) participated. Most of the questions were formatted to use a scale with one representing strongly disagree and five representing strongly agree. The full report is available on the CALAFCO website.

Purpose of MSRs
Most LAFCOs (73%) agreed or strongly agreed that MSRs were helpful to accomplish its overall responsibilities. It was agreed that the concept of a comprehensive service review is beneficial for LAFCOs in light of its purpose under the CKH Act. Many LAFCOs commented that while the MSR concept is good, fine tuning of the required content and the process needs to be considered for MSRs to be more effective.

Effectiveness/Results
When asked to what extent MSRs have been beneficial, LAFCOs strongly agreed that MSRs effectively inform LAFCOs about agencies, services, and issues. 91% agreed that MSRs provide valuable information to support SOI updates. Survey results show that MSRs have been less informative to the public and other agencies with 18% scoring a one or two. When these two questions are evaluated together, it is apparent that most LAFCOs agree that MSRs are a useful tool in concept and that much of the information gathered through the MSR process is helpful to LAFCO and others. However, the mechanics of the MSR process, including the link to SOIs and the practical applications, are in need of improvement.

Reaction to MSRs
LAFCOs generally agreed (58%) that their Commissioners found MSRs to be useful and effective. 19% of the respondents indicated that the Commissioners did not find MSRs useful. 48% of EOs surveyed indicated that agencies do not find MSRs useful or effective, while 38% found MSRs very useful. The question of whether the public finds them to be useful and effective received a mixed response with 48% responding that the public did not find them useful or effective.

Determinations
We asked LAFCOs whether they thought each of the nine determinations in §56430 was useful and effective. The chart above shows the average scores for each determination given by the respondents. The following factors had an average score below three on the scale: (4) Cost avoidance opportunities, (5) Opportunities for rate restructuring, and (8) Evaluation of management efficiencies.

We asked LAFCOs whether they agreed with the Subcommittee's proposal for combining some of the determinations. Almost all LAFCOs agreed that our suggested changes would make MSRs more effective. It is clear that some form of integrating the determinations would help streamline the process and bring more clarity to the determinations.

We received a mixed response on the question of whether the SOI determinations should be integrated with the MSR determinations, although the majority agreed that they should...
be integrated. Those who agreed commented that there is a need to better integrate the MSR/SOI process overall. Those who disagreed liked the separate nature of the determination because they were allowed discretion to choose when a SOI Update would be completed. Linking these determinations would take away that flexibility.

**MSR Methodology**

Most LAFCOs (54%) are preparing MSRs concurrently with SOI updates. 46% are preparing MSRs separately from the SOI Update process. The question about how MSRs are being prepared was answered in a variety of ways with LAFCOs preparing MSRs based on service, region, and agency. There is not a one size fits all way of doing MSRs.

**Timing**

Slightly more than half (54%) of the respondents indicated they do not think MSRs should be completed every five years, stating that MSRs should be completed only as needed and that the five-year requirement is arbitrary. Those that agreed that MSRs should be conducted on this timeline cited the benefits of MSRs. Most LAFCOs (71%) agreed that MSRs should be completed in conjunction with SOI updates. However, most LAFCOs disagreed that all agencies and services should be reviewed on the same schedule.

**Funding**

The funding questions received the most written comments, indicating that the issue is crucial for many LAFCOs. In many cases, funding issues have a direct effect on a LAFCo’s ability and/or willingness to complete timely, useful MSRs. While LAFCOs have the ability to adopt an annual budget that includes funding for MSRs, pressure from the funding agencies, taxpayer groups, LAFCo staff, LAFCo Commissioners, and others can frustrate the ability of an individual LAFCo to cover the full cost of MSRs. LAFCOs also have the authority to charge fees, but similar pressures can prevent a LAFCo from adopting a fee schedule for MSRs/SOIs.

### Funding Methodology

When we asked LAFCos how they thought MSRs should be funded, we received an even broader range of responses. Many LAFCOs suggested that the state should fund all or part of the cost and recommended various cost apportionment formulas. Some, but not all of the LAFCos responded that MSRs should be funded with the LAFCo budget, although most suggested alternate methods.

**Summary**

So what wisdom do we draw from this survey? Several points are pretty clear:

1. MSRs are a useful tool for updating a Sphere of Influence.
2. Maintaining flexibility is a key to success.
3. Fine tuning the determinations could help streamline the process.
4. Funding is an issue that needs more work and thought.

**MARK YOUR CALENDAR**

**2006 CALAFCo Conference to be Held in San Diego**

The San Diego LAFCo is proud to announce that the 2006 CALAFCo Annual Conference will be held at the beautiful Westin Hotel in the historic Gaslamp District of downtown San Diego from September 5-7, 2006.

The Westin Hotel is within walking distance to the new home of the San Diego Padres - Petco Park, as well as first class restaurants, movie theaters, shopping – and a short drive to the San Diego Zoo, Balboa Park, SeaWorld, Del Mar Racetrack, and the San Diego Wild Animal Park.

The first Program Planning Committee meeting has been scheduled for November 10, 2005 at the San Diego LAFCo office. Conference program volunteers are needed and should contact the San Diego LAFCo at 619-531-5400 for further information.

Submitted by: Shirley Anderson and Mike Ott, San Diego LAFCo

San Diego's Historic Gaslamp District is just steps from the host hotel

A CALAFCo Gold Associate Member
CALAFCO Annual Business Meeting

As part of the annual conference, CALAFCO conducted its annual meeting and election for members of the Board of Directors on Thursday, September 9, 2005. Representatives from 43 LAFCOs participated in the annual conference and meeting.

In addition to the election of board members, outgoing Board Chair Tim Campbell reported on CALAFCO activities over the last year, including an overview of the Board's strategic plan. Chair Campbell's presentation was followed by a discussion led by Vice Chair Kathy Long and members of the Finance Committee on how to fund CALAFCO in the future. Board members shared their concerns that the current dues structure is not sufficient to cover the anticipated future service needs identified in the strategic plan.

Board members presented details of the current revenue and expenses of the association, along with a report on 2005 member services and a list of potential future member services and benefits under consideration. The Board presented its initial approach for bylaws and dues structure change for discussion by the membership. A number of suggestions were shared by the membership on alternate methods and desired services. The Board indicated that they intend to review the options at their January Board meeting and propose the necessary bylaws change next year. All member LAFCOs were encouraged to continue the discussion among their commissioners and share ideas with the CALAFCO staff.

Membership Elects Seven Board Members

Seven seats on the CALAFCO Board of Directors were up for election at the annual meeting. The Recruitment Committee presented a slate of 13 LAFCO Commissioners, including five incumbent Board members, who had been nominated by their LAFCO for the seats. There were no nominations from the floor. The following Commissioners were elected to two-year terms on the CALAFCO Board:

Paul Bianc
County-San Bernardino LAFCO

Tim Campbell*
Special District-Santa Barbara LAFCO

Peter Herzog*  
City-Orange LAFCO

Elliot Mulberg*  
Special District-Sierra LAFCo

Jerry Smith  
County-Monterey LAFCO

Josh Susman
City-Nevada LAFCO

Susan Vicklund Wilson*
Public-Santa Clara LAFCO

* incumbent

Congratulations to the new and continuing members of the Board of Directors!

SMITH AND SUSMAN JOIN CALAFCO BOARD

Jerry Smith and Josh Susman are the two newest LAFCO Commissioners to be elected to the CALAFCO Board.

Jerry Smith was elected Monterey County's 4th District Supervisor in November of 2004 and currently serves as Vice Chair. He serves on numerous public and community boards throughout Monterey County—including Monterey LAFCO.

Jerry brings a diverse professional background including experience in the hospitality, banking and auto industries as well as a 22 year career as a sworn peace officer with the California Department of Corrections. His community service includes three terms as Mayor of the City of Seaside.

Josh Susman comes to the CALAFCO Board as a member of the Truckee Town Council for three terms, having been first elected shortly in 1996, three years after the Town's incorporation. Josh served as Truckee's Mayor in 1998-99 and 2003-04.

A strong believer in community vision, Josh has continually worked with various groups to develop collaborative solutions to local challenges. In addition, Josh has continually maintained contact with legislators and active involvement with the League of California Cities.

Stay informed
Keep Connected
Use the Resources
Visit the CALAFCO Web Site

www.calafco.org

REPORTS ON LINE
Copies of the 2005 Membership Services and Future Services and Benefits are available on the CALAFCO Website:
www.calafco.org/resources

The Sphere
LAFCo's Water Challenge

Continued from the cover

analyses rely on traditional water accounting exercises based on some mass balance approach. Such analyses would only be acceptable if a water district was hydrologically isolated, which clearly they are not. How a particular water district's intentions might inadvertently affect adjoining water purveyors is an exercise in hydrological analysis that LAFCOs should embrace.

Do we really know the types of storage enhancements a water district is contemplating, assuming it has the capability to do so? And if so, what kinds of conveyance infrastructure or augmentations to existing infrastructure would be contemplated and what would the environmental implications be of those new linear facilities? Again, the cumulative effects of what a particular water district intends to implement in the long-term should be something that LAFCOs effectively clarify.

So, where does this all lead? Apart from specific applications coming before LAFCos which can be viewed as active efforts, municipal service reviews (MSRs) today provide the best single means of investigating the intricate, multifaceted and multi-jurisdictional nature of the various planning entities providing municipal services, so many of which rely on our interconnected water resources. As a staff effort, no other document has the potential to broadly and effectively provide this type of regular assessment.

The science and technology associated with natural resources management and the logical rationalization that our diverse planning mosaic is based on water resources would seem sufficient to warrant a commitment towards thoughtfully tuning our attention to this reality. With the significant influence that LAFCos possess in shaping much of the resource landscape, this challenge is by no means small, but the long-term benefits to the people, resources, and quality of life for all Californians will be indelibly affected by it.

Robert Shihara is a hydrologist and Technical Director for Special Water Projects at EIP Associates. He can be reached at rshihara@eipassociates.com.

IN MEMORIAM

LAFCo Loses Influential Leader, Valued Friend

by Amy Nickeben, Shasta LAFCo Executive Officer

Julie Howard, longtime leader in Northern California LAFCos passed away on August 30, 2005. Julie served as the Executive Officer for Shasta LAFCo for fourteen years prior to her retirement in December of 2003. Prior to being named Executive Officer, Julie worked in the CAO's office and served Special Districts and local government in numerous capacities. She was born and raised in Shasta County and made it her focus to serve the area in which she lived and worked.

Julie was just 58 years old when she passed away. She had passionately played golf — almost daily — since her retirement. She was, for all appearances, the picture of health. In June, Julie thought that she had pulled a muscle while moving furniture. When the pain persisted, Julie went to see the doctor. She was diagnosed with lung cancer and immediately began treatment. The cancer, however, spread to her brain within weeks and Julie died less than two months after the original diagnosis. Neither Julie, nor her husband Ron, had ever smoked a day in their lives.

As many of you know, Julie asked for me to apply as her replacement when she retired ahead of schedule. I probably would not have even applied if it had not been for the consistent calls from her. Once I was named as her successor, the wheels turned quickly. Within just a couple of weeks of transitioning the office, a retirement party was planned and I began trying my darndest to live up to Julie's name and history. I relied on her heavily in those first couple of months — we'd talk probably weekly and I'd run through the list of issues that had come up and she'd give me the history. While I could have been left to blindly wade my way through the long-standing politics between the City of Redding and Shasta County, Julie didn't make me. She came in, we sat down and she walked me through the discussions that had taken place eight and twelve years prior.

It was an honor to be able to nominate Julie for the CALAFCO Professional of the Year after her retirement and be able to carry that accolade home to her. It's not often that you are put in a position that allows you to respect your predecessor so incredibly much. We talked just two weeks prior to her death. She was so grateful for having taken early retirement and spending that time with her family. As much as she enjoyed her work with LAFCo, she never let it define her. She put her family first and worked diligently to honor them in all that she did.

I miss picking up the phone and catching her before she headed out to the golf course — or waiting until she got back to return my call! I miss her spunk and ability to stand up for what is right — even if it wasn't popular. I miss her slightly southern drawl (from a native Redding girl) saying just what needed to be said in that given moment. I miss watching her touch up her lipstick and slip on her blazer before each LAFCO meeting. And as difficult as it is to follow someone as talented and dedicated as Julie Howard, it gives me a compass to aim by.

Julie leaves behind her husband, Ron, of 40 years. Her son, Craig, is a nationally renowned golfer. Her mother, sister, brothers and their families miss her immensely. CALAFCO, the Shasta region, her friends, family and all of us that knew Julie have lost a true treasure.
Advisory Committee Gives Special Districts Input to LAFCo

The Sacramento LAFCo has established a Special District Advisory Committee (SDAC). The purpose of the committee is to aid the Executive Officer and the Special District Commissioners in establishing policies and procedures related to special districts. Key leadership for the SDAC is provided by Commissioners Elliot Mullberg, Chuck Rose, and Gay Jones, each of whom has been instrumental in the group’s continued success.

Committee members are appointed by the LAFCo special district Commissioners and ratified by the full Commission. Members of the committee serve “overlapping” two year terms. The committee consists of a minimum of 9 but no more than 17 board members. There is an ongoing commitment to ensure that a broad range of Special District interests are represented on the SDAC.

A primary role is to encourage two-way communication - both from and to the Commission. The SDAC meets quarterly and reviews budget matters, policy development and the staff workload.

One of the earliest issues tackled by the SDAC was reviewing how Special Districts may fairly allocate their share costs. The SDAC pursued various innovative approaches, before agreeing to use a five year moving average instead of a single year. This approach continues to rely on data provided by the State Controller’s Report.

Another achievement of the SDAC was to bring a policy to the Commission, which provides for early consultation, and gives greater weight to the interests of Special Districts. Adopted Sacramento LAFCo policy encourages cities and the county to work in good faith with special districts when the city and county commerce negotiations for an annexation/detachment process, including the property tax exchange negotiations.

Next up for the SDAC is to look at how and when MSRs might serve as an appropriate tool for considering consolidations of special districts. Members of the SDAC agree the forum provides for a dynamic exchange of ideas, while enhancing overall communication, and furthering the contributions of Special Districts to the mission of Sacramento LAFCO.

Editor’s Note: The Boards of CALFCO and the California Special Districts Association (CSDA) have set goals to work together to increase the number of LAFCOs with Special District representation. To learn more about how to get Special Districts onto your LAFCo, please contact CALFCO Executive Director Bill Chat or CSDA Public Affairs Specialist Geoffrey Naidin (gnaidin@csda.net).

Welcome and Thank You To our new Associate Members!

Gold Associates

RosenowSpavacek Group, Inc.
Jim Simon + 714/541-4585

Cox, Castle & Nicholson
Charles J. Moore + 310/264-2266

Silver Associates

Burr Consulting
Beverly Burr + 310/939-3017

Citygate Associates, Inc.
David DeRoos + 916/355-1385

The Irvine Company
John Kehoe + 949/720-2669

Quad Kneip
Dan Miller + 949/720-2669
Sheila Gonzales + 559-731-0440

Emergency Services Consulting, Inc.
Dawn Maloney + 801/757-3742

For more information and a complete list of Associate Members, visit the CALFCO website at www.calfco.org/associatemembers.html

The Sphere
2005 Annual Conference ... biggest conference ever

Nearly 290 Commissioners, staff, guests and others related to LACo attended the 2005 CALAFCO Annual Conference. The meeting featured four general sessions along with 18 concurrent sessions.

Topics highlighted agricultural preservation, regional growth and housing, sustainability of special districts, and water management. The conference also featured a mobile workshop to a number of sites demonstrating LACo work.

Thank you to the staff and Commissioners of Monterey, Santa Cruz, and Santa Clara LACos for their outstanding job hosting the conference.

Copies of many of the handout and presentation materials are available at the CALAFCO website: www.calaFCO.org.