

**MINUTES - MARIN LOCAL AGENCY FORMATION COMMISSION**

On March 12, 2009, the regular meeting of the Marin Local Agency Formation Commission was held at the San Rafael Council Chambers, 1400 Fifth Avenue in San Rafael. Chair Blanchfield called the meeting to order at 7:03 p.m.

**ROLL CALL**

Commissioners Present: Judy Arnold  
Einar Asbo  
Jeffry Blanchfield  
Barbara Heller  
Dennis Rodoni  
Jeff Slavitz

Alternate Commissioners  
Present: Christopher Burdick  
Carla Condon  
Fred Hannahs

Commissioners Absent: Susan Adams  
Charles McGlashan

Staff present: Peter Banning, Executive Officer  
Candice Bozzard, Clerk to the Commission

1. **Public Comment** - None.

**CONSENT CALENDAR ITEM(S)**

2. **Regular Meeting Minutes - January 8, 2009**
3. **Financial Report - January and February 2009**
4. **Annexation of the Lands of Hutchinson to Sanitary District #2 (Corte Madera) (File #1296):** Annexation of 1.59 acres located on Ranch Road in Tiburon near its intersection with Paradise Drive.

M/S Slavitz - Rodoni to approve the consent calendar.

Approved unanimously.

**BUSINESS ITEM(S)****5. Sewerage Agency of Southern Marin (SASM) Update:**

Staff updated the Commission on the tentative agreement reached between the Regional Water Quality Control Board and SASM regarding the sewage spills in January 2008. Staff reported that fines would be \$1.6 million with half of the amount being utilized for various environmental projects and the other half being paid to the State. The Executive Officer reported that these fines would go into effect unless significant comments were received prior to the final hearing on March 16, 2009. The Executive Officer noted that staff will continue to follow this issue closely.

**6. Strategic Plan Review:**

The Executive Officer reported that staff drafted a strategic plan from the results of the workshop held on January 30, 2009 (included in agenda packets). Staff recommended that the Commission review the document to ensure the report represented the plan is as intended including the dates assigned for objectives.

M/S Asbo - Arnold to accept the Strategic Plan goals and objectives for 2009.

Approved unanimously.

**PUBLIC HEARING(S)****7. FY 2009-10 Budget and Work Plan:**

The Executive Officer reported that staff met with the Budget Committee on February 12, 2009 to compile a budget proposal for review by the Commission and for circulation to the cities, County and special districts that contribute to LAFCO's budget.

Staff presented a reduced budget to the committee assuming a 10% decrease in costs to the contributing agencies. In order to offset the reduction in the agency contribution amount for Fiscal Year 2009-10, the Commission would need to appropriate approximately \$13,500 from its reserves. The Executive Officer reported that expenditures for rent, conferences, office supplies and insurance had been significantly reduced from the previous year. The projected remaining end-of-year fund balance would supplement the reserve funds keeping the balance approximately constant for FY 2009-10 as was FY 2008-09. The Executive Officer explained that the Work Program attached to the budget proposal showed how the Commission would expend funds in program activities.

Commissioner Slavitz suggested that there be a policy adopted for a target amount for the reserve funds to use as a guideline in the future. Staff agreed to draft a policy for review by the Commission at its next meeting.

Chair Blanchfield opened the hearing for public comment. There were no comments received.

M/S Rodoni - Slavitz to continue the hearing to the May 14, 2009 meeting allowing time for contributing agencies to review and comment on the preliminary draft budget.

Approved unanimously.

Commissioner Heller noted that she will be taking the proposed draft budget to the Marin County Council of Mayors and Council members (MCCMC) next meeting.

#### **CONTINUED PUBLIC HEARING(S)**

8. **Marin Resource Conservation District (MRCD) Service Review and Sphere of Influence Update:**

Staff reported that the public hearing for this item had been continued from the September 2008 meeting to allow the MRCD Board to discuss the option of expanding its sphere of influence. The Executive Officer stated that after much deliberation, the MRCD Board recommended that LAFCO reaffirm its sphere of influence without change. Staff recommended calling for any additional testimony, closing the public hearing and adopting Resolution 08-11 approving Marin Resource Conservation District Municipal Service Review and Update and Resolution 08-12 reaffirming the Sphere of Influence of the Marin Municipal Resource Conservation District as coterminous with the existing District boundary.

Chair Blanchfield called for any additional public comment. Hearing none he asked for a motion to close the public hearing.

M/S Slavitz-Arnold to close the public hearing.

Approved unanimously.

Chair Blanchfield commented that he felt the MRCD should take a broader view of its potential role in east Marin with regard to protecting urban and rural stream habitat and water quality.

Commissioner Rodoni inquired if there would be any legal ramifications for MRCD to perform services outside their boundaries. The Executive Officer responded that there would be no legal consequence if the district only provided land management advice.

M/S Arnold – Slavitz to adopt Resolution 08-11 approving Marin Resource Conservation District Municipal Service Review and Resolution 08-12 reaffirming the Sphere of Influence of the Marin Municipal Resource Conservation District.

Ayes: Commissioners Asbo, Arnold, Heller, Slavitz

Noes: Chair Blanchfield

Abstained: Commissioner Rodoni

Receiving a majority vote, the motioned passed.

### **COMMISSIONERS' REPORTS**

Commissioner Rodoni suggested a possible service for LAFCO providing other public agencies with access to Marin Map through LAFCO's membership. The Executive Officer stated that the public does not have the same access as LAFCO, however he encouraged outside agencies to utilize Marin Map services.

### **EXECUTIVE OFFICER'S REPORT**

#### **9. Progress Reports:**

The Executive Officer added to his written report:

- Assemblyman Huffman submitted bill AB1232 adding new language to the Cortese-Knox-Hertzberg Act. The new bill would have no immediate affect on Marin LAFCO, however it was expected for the author to "gut-and-amend" AB1232 with new language that had not yet been finalized. The Executive Officer noted that the CALAFCO Legislative Committee was also watching this bill closely.
- Meeting scheduled with Tomales Village Community Services District.

### **ADJOURNMENT**

M/S Heller - Arnold to adjourn.

Approved unanimously.

The meeting was adjourned at 7:46 p.m. The next regular LAFCO meeting was scheduled for Thursday, April 9, 2009.

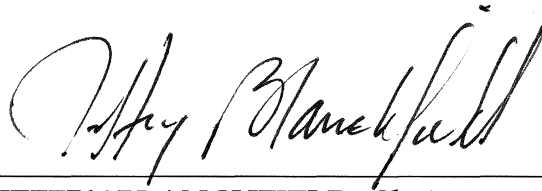
Respectfully submitted,



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PETER V. BANNING, Executive Officer

ATTEST:



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JEFFRY BLANCHFIELD, Chair