

MINUTES
Del Norte Local Agency Formation Commission
November 23, 2009
4:00 pm

Present: Commissioners Leslie McNamer, Gerry Hemmingsen (entered later), Charles Slert, Kathryn Murray and Public Member Sparky Countess

Absent: None

Others Present: George Williamson, Executive Officer and Karen Phillips, Recording Secretary

1. Call to Order/Roll Call

Chairman McNamer called the meeting to order at 4:00 p.m.

2. Public Hearing

A. Municipal Service Review and Sphere of Influence update hearing and resolution for the following district: (ATTACHMENT 2A)

Special District	MSR Services	Sphere of Influence
Crescent City Harbor District	Slip, Equip. & Services Rentals; Harbor Dredging & Maintenance; OS; PF; Rents & Concessions; Roads & Parking; W; WW	No Change

The public hearing was opened at 4:00 p.m. and discussion was held regarding the Crescent City Harbor District MSA.

Commissioner Hemmingsen entered the meeting at 4:03 pm.

The Harbor sent staff a list of six changes that they would like incorporated into the draft MSR that was presented in the agenda packet, including wording changes to the agency profile, open space, roads, water, other service providers: wastewater and MSR determinations. Staff indicated that the district provides a variety of services mostly for commercial fishing and harbor operations. The district staff was very helpful in the MSR process. Given the current economic situation, the Harbor District is doing quite a bit with limited resources and staffing. The tsunami a few years ago caused damage to the inner boat basin and district property; however, funding has now been secured to correct the damage. The Harbor has a master plan for upgrading a number of the facilities that would help attract new and more visitors to the area and the Harbor. Staff recommended approval of the MSR with the changes as suggested. Discussion was held regarding the wastewater system upgrades and

treatment of the Harbor's discharge, which will be completed in a few years. Commissioner Murray asked to have a copy of the MSR sent to Tamera Leighton, Executive Director of the Del Norte Local Transportation Commission to assist the traffic calming committee and the Local Transportation Commission in future planning. Commissioner Hemmingsen commented that he was not aware that there was a part of the Harbor within the City of Crescent City's limits. Evidently a small part of the dredge ponds are in the City limits as well as a small portion of land between there and the highway. Commissioner Slert offered that the seafood processor is getting assistance from the Harbor in minor repairs. They will not be using iodine or ammonia in processing. There were no public comments and the hearing was closed at 4:10 p.m.

On a motion by Commissioner Countess, seconded by Commissioner Hemmingsen, and unanimously carried on a polled vote, the Local Agency Formation Commission approved and adopted Resolution No. 09-18, entitled, A RESOLUTION OF THE DEL NORTE LOCAL AGENCY FORMATION COMMISSION APPROVING A MUNICIPAL SERVICE REVIEW FOR THE CRESCENT CITY HARBOR DISTRICT, with corrections as presented

3. Regular Business

- A. Approval of October 26, 2009 Minutes (ATTACHMENT 3A).
- B. Municipal Services Review Compliance Status (ATTACHMENT 3B.)
- C. Burtschell and Valley View Annexations to Smith River Community Services District- BOE and Certificate of Completion filings (Verbal Report).
- D. Report on city of Crescent City MSR and SOI in relation to the City's Urban Service Area (USA) Boundary (Verbal Report).
- E. Report on 2009 Annual CALAFCO Conference (Materials to be Distributed at Meeting).
- F. Budget Status Report for 2009-10 (ATTACHMENT 3F).

On a motion by Commissioner Countess, seconded by Commissioner Slert, and unanimously carried, the Local Agency Formation Commission approved and adopted the minutes of the October 26, 2009 meeting, with a correction to item 6, which lists the chairman, who was absent. The vice-chair will be listed instead.

A brief MSA compliance status report was given by the Executive Officer. No action was necessary. The Smith River CSA and Crescent City MSA's will be put on the agenda for January 2010. Discussion was held regarding the annexation requests from the last meeting. Counsel, Robert Black, has been charged with filing the certificate of completion for the annexation. The Washington Park and Smith River Cemetery annexations are being processed by staff and will be brought back to the commission in January 2010.

A brief report on the Crescent City MSR and SOI was given. This matter will be tabled until January 2010 due to the City Manager being unable to attend the meeting to discuss.

A report on the 2009 Annual CALAFCO Conference was given. A newsletter was given to all the commissioners. Chairman McNamer discussed the conference, which she attended. She did like the whitepaper regarding the confusing process for protest provisions. She liked the LAFCO 101 class as a refresher and because the class brought up information that this county may not have dealt with. She felt that it was very worthwhile and that it was a good conference. Staff suggested that the members rotate who attends the conference each year, as the conference is very educational. No action was taken.

A report on the status of the budget was given. Mr. Williamson indicated that the budget is on track at this point and the fiscal year is almost half over. That is good news. An old invoice from the Pacific Shores Water District litigation is being checked on to make sure it was not already paid. If not paid there is funding in the budget to pay it. No action was necessary.

4. Inquiries, Correspondence, Application Status and Referrals

- A. Staff - The Executive Officer will provide a report of current projects, issues of interest, and pending legislation.
- B. Commission - On their own initiative, Commission members may make brief announcements or reports on their own activities. They may ask questions for clarification, make a referral to staff or request a business matter be placed on a future agenda per Government Code Section 54954.2 (a).
- C. Public - Public comment on items of interest to the public within the subject matter jurisdiction of the Local Agency Formation Commission, and not otherwise appearing on the agenda. No action may be taken on any item not appearing on the agenda.

The following reports were made: Staff suggested that the commission not meet in December (28th). By consensus the meeting on December 28th was cancelled; Commissioner Slett asked if we are going to hear back from Bertsch Ocean View? Staff indicated yes, they have asked for several months to work with Bertsch Ocean View. Staff indicated that they anticipate them coming back later.

No public comments were made.

5. Adjournment

There being no further business to come before the Commission, the chairman adjourned the meeting at 4:30 p.m., until the next regularly scheduled meeting on December 28, 2009 at 4:00 p.m.

Respectfully submitted,

Karen L. Phillips, Recording
Secretary