



MEETING MINUTES
Wednesday, June 4, 2008

Approved

Board of Supervisors Meeting Room
575 Administration Drive Santa Rosa, CA 95403

COMMISSIONERS		ALTERNATE COMMISSIONERS		STAFF	
Present	Paul Kelley, Chair	Present	Valerie Brown	Present	Rich Bottarini, Executive Officer
Absent	Mike Kerns	Present	Mark Ihde	Present	Carole Cooper, Assist. Executive Officer
Present	Jean Kapolchok	Absent	Teresa Barrett	Present	David Hurst, Legal Counsel
Present	Steve Allen	Present	Albert Giordano	Present	Cynthia Olson, Clerk
Present	Lisa Schaffner				
Present	Mark Bramfitt				
Present	Ray Brunton				

1. **CALL TO ORDER BY THE CHAIR** at 2:03 p.m.
2. **APPROVAL OF MINUTES OF MEETING:** The minutes of the April 29, 2008, meeting were unanimously approved.
3. **GENERAL ANNOUNCEMENTS:** Staff noted that documents, including information on the upcoming CALAFCO Annual Conference and University class, had been provided to Commissioners.
4. **GENERAL PUBLIC COMMENT:** None
5. **CONSENT CALENDAR**
 - 5.1 File 2008-05: Northeast Santa Rosa Reorganization No. 5-04 (Wedge) Involving Annexation to the City of Santa Rosa and Detachment from the Rincon Valley Fire Protection District and County Service Area No. 41 (Multi-Services)
 - 5.2 File 2008-07: Healdsburg Reorganization No. 2008-01 (Grove Street) Involving Annexation to the City of Healdsburg and Detachment from County Service Area No. 40 (Fire Services) and County Service Area No. 41 (Multi-Services)

Action: Approved as recommended by staff

Schaffner: aye Allen: aye Brown: aye Brunton: aye Bramfitt: aye Kapolchok: aye Kelley: aye
Ayes: 7 Noes: 0 Absent/Abstain: 0

6. REGULAR CALENDAR PUBLIC HEARING

6.1 Confirmation of Sphere of Influence: Southern Sonoma County Resource Conservation District

Staff summarized the staff report and recommended that the Commission confirm the sphere of influence for the Southern Sonoma County Resource Conservation District.

Chair Kelley opened the public hearing and, seeing no one rise, closed the public hearing.

Action: Approved as recommended by staff

Schaffner: aye Allen: aye Brown: aye Brunton: aye Bramfitt: aye Kapolchok: aye Kelley: aye
Ayes: 7 Noes: 0 Absent/Abstain: 0

6.2 File 2008-04: Southern Sonoma County Resource Conservation District Annexation 08-01

Staff summarized the staff report and recommended that the Commission approve the annexation and direct staff to notice a public protest hearing for Wednesday, August 6, 2008.

Chair Kelley opened the public hearing.

John Guardino, Agricultural Scientist with the Southern Sonoma County Resource Conservation District, appeared on behalf of the District and encouraged the Commission to approve the proposal as recommended by staff.

Seeing no one else rise, Chair Kelley closed the public hearing.

Action: Approved as recommended by staff

Schaffner: aye Allen: aye Brown: aye Brunton: aye Bramfitt: aye Kapolchok: aye Kelley: aye

Ayes: 7 Noes: 0 Absent/Abstain: 0

6.3 2008-09 Final Budget and Fee Schedule

Staff summarized the proposed 2008-09 final budget and reported that the projected actual expenditures for FY 2007-2008 do not support a reduction in the total budget amount from the preliminary budget presented to the Commission at the April 4 meeting. Staff recommended that the Commission approve the final budget and fee schedule as presented.

Commissioner Bramfitt stated that he was asked by the Board of Directors of the Valley of the Moon Water District to relay its objection to the increase in apportionments and asked that the Commission take steps to avoid such increases in the future.

Chair Kelley opened the public hearing and, seeing no one rise, closed the public hearing.

Action: Approved as recommended by staff

Schaffner: aye Allen: aye Brown: aye Brunton: aye Bramfitt: aye Kapolchok: aye Kelley: aye

Ayes: 7 Noes: 0 Absent/Abstain: 0

6.4 LAFCO Staffing and Facilities: Memorandum of Understanding and Appointment of Executive Officer for Fiscal Year 2008-09

Staff stated that representatives from County Counsel, County Administrator's Office (County) and LAFCO worked together to formulate the proposed MOU to address the concerns of several Commissioners while meeting the needs of the County with regards to personnel rules and regulations.

Commissioner Kapolchok thanked staff for their work and stated that she found the MOU language acceptable. She stated that she was still concerned that, by having the Executive Officer as an "at-will" employee to the County, it sets up a conflict in terms of the nature of the work of LAFCO; it puts the EO in an impossible position with regard to such conflict; and

it sets up a perception of conflict or even a possible legal issue. She stated she would prefer that the EO position be totally independent of the County.

Chair Kelley stated that the Commission is not in a position to be a “personnel oversight commission,” and having another entity, such as the County, through an MOU, being responsible for that oversight is valuable. He stated Section 1(a) of the MOU gives protection to the Commission as it relates to County directives on matters of policy or items before the Commission. He stated he understood the potential for the perception of conflict, but the “at will” status essentially gives the County the ability to remove the EO at the direction of the Commission.

Chair Kelley opened the public hearing.

Alternative Commissioner Ihde stated he shared the concerns regarding the perception of conflict but that he supports the language of the proposed MOU as more clearly articulating the relationship of the EO with the Commission and the County.

Seeing no one rise to address the Commission, Chair Kelley closed the public hearing.

Action: Approved as recommended by staff

Schaffner: aye Allen: aye Brown: aye Brunton: aye Bramfitt: aye Kapolchok: aye Kelley: aye
Ayes: 7 Noes: 0 Absent/Abstain: 0

7. INFORMATION/DISCUSSION/REPORT: None

8. CONFIRM MEETINGS: Confirmed

Policy Committee Meeting: Wednesday, July 2, 2008 at 1:00 p.m.

Commission Meeting: Wednesday, July 2, 2008 at 2:00 p.m.

9. ADJOURNMENT at 2:30 p.m.