



NOTICE AND AGENDA FOR REGULAR MEETING

DATE/TIME: Wednesday, May 14, 2014, 1:30 PM

PLACE: Board of Supervisors Chambers
651 Pine Street, Martinez, CA 94553

NOTICE IS HEREBY GIVEN that the Commission will hear and consider oral or written testimony presented by any affected agency or any interested person who wishes to appear. Proponents and opponents, or their representatives, are expected to attend the hearings. From time to time, the Chair may announce time limits and direct the focus of public comment for any given proposal.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by LAFCO to a majority of the members of the Commission less than 72 hours prior to that meeting will be available for public inspection in the office at 651 Pine Street, Six Floor, Martinez, CA, during normal business hours as well as at the LAFCO meeting.

All matters listed under CONSENT ITEMS are considered by the Commission to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Commission or a member of the public prior to the time the Commission votes on the motion to adopt.

For agenda items not requiring a formal public hearing, the Chair will ask for public comments. For formal public hearings the Chair will announce the opening and closing of the public hearing.

If you wish to speak, please complete a speaker's card and approach the podium; speak clearly into the microphone, start by stating your name and address for the record.

Campaign Contribution Disclosure

If you are an applicant or an agent of an applicant on a matter to be heard by the Commission, and if you have made campaign contributions totaling \$250 or more to any Commissioner in the past 12 months, Government Code Section 84308 requires that you disclose the fact, either orally or in writing, for the official record of the proceedings.

Notice of Intent to Waive Protest Proceedings

In the case of a change of organization consisting of an annexation or detachment, or a reorganization consisting solely of annexations or detachments, or both, or the formation of a county service area, it is the intent of the Commission to waive subsequent protest and election proceedings provided that appropriate mailed notice has been given to landowners and registered voters within the affected territory pursuant to Gov. Code sections 56157 and 56663, and no written opposition from affected landowner or voters to the proposal is received before the conclusion of the commission proceedings on the proposal.

American Disabilities Act Compliance

LAFCO will provide reasonable accommodations for persons with disabilities planning to attend meetings who contact the LAFCO office at least 24 hours before the meeting, at 925-335-1094. An assistive listening device is available upon advance request.

As a courtesy, please silence your cell phones during the meeting.

MAY 14, 2014 CONTRA COSTA LAFCO AGENDA

1. Call to Order and Pledge of Allegiance
2. Seating of LAFCO Special District Members
3. Roll Call
4. Adoption of Agenda
5. Public Comment Period (please observe a three-minute time limit):
Members of the public are invited to address the Commission regarding any item that is not scheduled for discussion as part of this Agenda. No action will be taken by the Commission at this meeting as a result of items presented at this time.
6. Approval of Minutes for the April 9, 2014 regular LAFCO meeting

MUNICIPAL SERVICE REVIEWS (MSRs)/SPHERE OF INFLUENCE (SOI) UPDATES

7. **Countywide Water/Wastewater Municipal Service Review (MSR)/Sphere of Influence (SOI) Updates (2nd Round)** - accept the Final MSR report; make the required determinations; update SOIs for East Contra Costa Irrigation District, Mt. View Sanitary District, Rodeo Sanitary District, Stege Sanitary District, Town of Discovery Bay Community Services District, and West County Wastewater District; provide direction on SOI updates for Byron Bethany Irrigation District, Byron Sanitary District, Castle Rock County Water District, Central Contra Costa Sanitary District, Contra Costa Water District, Crockett Community Services District, County Sanitation District No. 6, County Service Area M-28, Delta Diablo, Diablo Water District, Dublin San Ramon Services District, East Bay Municipal Services District, Ironhouse Sanitary District, and Knightsen Town Community Services District, and consider related actions under the California Environmental Quality Act (CEQA). **Public Hearing**

BUSINESS ITEMS

8. **Adoption of Final FY 2014-15 LAFCO Budget** – the Commission will be asked to review and adopt the FY 2014-15 Final LAFCO Budget. **Public Hearing**
9. **Contract Extension – Lamphier Gregory** - the Commission will be asked to authorize staff to execute a one-year contract extension with Lamphier Gregory, which provides environmental planning services to Contra Costa LAFCO.
10. **Contract Extension – R.J. Ricciardi** - the Commission will be asked to authorize staff to execute a one-year contract extension with R.J. Ricciardi, which provides financial auditing services to Contra Costa LAFCO.
11. **Contra Costa County EMS Modernization Project Update** – the Commission will receive an update.
12. **James Donlon Boulevard Extension Project Update** - the Commission will receive an update.

CORRESPONDENCE

13. Correspondence from Contra Costa County Employees' Retirement Association (CCCERA)

INFORMATIONAL ITEMS

14. Commissioner Comments and Announcements
15. Staff Announcements
 - CALAFCO Updates – Highlights from 2014 CALAFCO Staff Workshop
 - Pending Projects
 - Newspaper Articles

ADJOURNMENT

Next regular LAFCO meeting – June 11, 2014 at 1:30 p.m.

LAFCO STAFF REPORTS AVAILABLE AT http://www.contracostalafco.org/meeting_archive.htm



Lou Ann Texeira
Executive Officer

MEMBERS

Donald A. Blubaugh
Public Member
Federal Glover
County Member
Michael R. McGill
Special District Member

Dwight Meadows
Special District Member
Mary N. Piepho
County Member
Rob Schroder
City Member

Don Tatzin
City Member

ALTERNATE MEMBERS

Candace Andersen
County Member
Sharon Burke
Public Member
Tom Butt
City Member
George H. Schmidt
Special District Member

May 14, 2014

May 14, 2014
Agenda Item 2

TO: Each Member of the Commission

FROM: Lou Ann Texeira, LAFCO Executive Officer

SUBJECT: Seating of LAFCO Special District Members – Dwight Meadows and George Schmidt

In accordance with Government Code Section 56332, the LAFCO Executive Officer convened the Independent Special District Selection Committee (ISDSC) election on April 21, 2014, to fill two vacancies on LAFCO – one regular seat and the alternate seat.

Based on the election results, the ISDSC reappointed Dwight Meadows (*Contra Costa Resource Conservation District*) as a regular member, and reappointed George Schmidt (*West County Wastewater District*) as the alternate member. The terms of office for both seats are four years, and will end on May 7, 2018. A copy of the voting record is available through the LAFCO office.

Congratulations to Commissioners Meadows and Schmidt!

If you have any questions, please contact the LAFCO office.

CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION
MINUTES OF MEETING

April 9, 2014

May 14, 2014
Agenda Item 6

Board of Supervisors Chambers
Martinez, CA

1. Chair Dwight Meadows called the meeting to order at 1:30 p.m.
2. The Pledge of Allegiance was recited.
3. Roll was called. A quorum was present of the following Commissioners:
City Members Rob Schroder and Don Tatzin.
County Members Federal Glover and Mary Piepho, and Alternate Candace Andersen.
Special District Members Michael McGill and Dwight Meadows, and Alternate George Schmidt.
Public Members Don Blubaugh and Alternate Sharon Burke.
Present were Executive Officer Lou Ann Texeira, Legal Counsel Mary Ann Mason, and Clerk Kate Sibley.
4. Approval of the Agenda
Upon motion of Piepho, second by Tatzin, Commissioners adopted the agenda.
AYES: Blubaugh, Glover, McGill, Meadows, Piepho, Tatzin
NOES: none
ABSENT: Schroder (M)
ABSTAIN: none
5. Public Comments
There were no public comments.
6. Approval of March 12, 2014 Meeting Minutes
Upon motion of Glover, second by Blubaugh, the minutes for the meeting of March 12, 2014 were approved unanimously.
AYES: Blubaugh, Glover, McGill, Meadows, Piepho, Tatzin
NOES: none
ABSENT: Schroder (M)
ABSTAIN: none
7. LAFCO 13-08 – Northeast Antioch Reorganization (Area 2A): Annexations to the City of Antioch and DDS and Detachment from CSA P-6
The Executive Officer reported that this item was continued from the March 12 meeting. Staff provided a brief overview of the proposal, then reported that the Antioch City Council has requested a continuance of this item to the June 2014 LAFCO meeting to further discuss land use and other issues.
The Chair opened the public hearing, reminding those in attendance that there will be another opportunity to be heard when the item comes back in June.
Leon Bierly, representing New Bridge Marina, spoke in favor of annexation, and stated that the previous manager of the marina had also expressed a desire for this, citing especially the problem with drug dealers in the adjacent park. Mr. Bierly added that he would not be able to attend the June 11 LAFCO meeting.

DRAFT

Don Wilson, Sportsmen Yacht Club Commodore, said that he would reserve his comments for the June meeting, and that the club is against annexation.

Commissioner McGill asked if the club is against annexation of the entire Area 2A or just their own property; Mr. Wilson answered that they only oppose annexation of the Sportsmen Yacht Club property.

Steve Klee, property manager/owner of New Bridge Marina (which was renamed when the John Nejedly Bridge was opened), spoke in favor of annexation and added that the former owners of the Sportsmen Yacht Club would have also favored this action. New Bridge Marina wants lower water rates and better policing. Mr. Klee pointed out that he does not want the objections of the Sportsmen Yacht Club to deprive the New Bridge Marina of its opportunity to benefit from annexation.

Paul White, representing Kiewit Construction, stated that Kiewit was the general contractor on the John Nejedly Bridge, and averages 84 employees. Kiewit's property is zoned heavy industrial by the County, and has not yet received assurance from the City of Antioch that this zoning would be protected; thus, the company is against annexation. Mr. White added that he might not be able to attend the June 11 LAFCO meeting.

Commissioners McGill and Piepho asked the City to comment on the land use issue.

Victor Carniglia, representing the City of Antioch, explained that the City Council intends to allow non-conforming use, but wishes to ensure that they have a hand in working toward consensus with the property owners before bringing this matter back to LAFCO.

Blaise Fettig, representing Vortex Marine Construction, stated that his company has purchased property in Area 2A and intends to move its corporate headquarters there, having been forced out of the Oakland Port area. The City of Antioch has done a good job of working with Vortex, but the company currently opposes annexation because 1) they need heavy industrial zoning; 2) hooking up to the sewer system would require a very long lateral; and 3) they particularly appreciate the County Sheriff's marine policing. He would like to see rezoning done prior to this annexation.

The Chair closed the public hearing.

Commissioner Piepho asked staff about the item's continuance. The Executive Officer responded that the 70-day limit is directory, not mandatory. Commissioner Piepho commented that this would have to be re-noticed with public outreach.

Discussion ensued regarding protection of current land uses and support for the heavy industrial designation. Upon questioning from Commissioner Blubaugh, City Manager Steve Duran responded that zoning cannot be accomplished before the June meeting, but that the City Council will have a wide-ranging discussion on available possibilities at its May 13 meeting. Commissioner Blubaugh requested that a more detailed map of the properties in Area 2A be provided, along with a copy of the City's report for the May 13 meeting.

Commissioners encouraged the City to work with the landowners on the land use issues.

Commissioner Piepho suggested that the public comments heard today be included in the June staff report.

Upon motion of Piepho, second by Glover, Commissioners unanimously continued this item to the June 11, 2014 regular meeting, to be held at 1:30 p.m. in the County Board of Supervisors Chamber.

AYES: Blubaugh, Glover, McGill, Meadows, Piepho, Schroder, Tatzin
NOES: none
ABSENT: none
ABSTAIN: none

8. Countywide Water/Wastewater Municipal Service Review (MSR)/Sphere of Influence (SOI) Updates (2nd Round)

The Executive Officer presented brief background on Contra Costa LAFCO's MSRs: First round MSRs were completed in April 2013, and in August a 2nd round countywide MSR covering water and wastewater services was launched, covering eight cities, 20 special districts, one private water company, and also including information on private mutual water companies based on recent legislation. The 2nd round MSR focuses on significant changes since the last MSR in 2007-08 relating to fiscal, regulatory and other matters.

The consulting team of Gary Thompson, Bob Aldrich and Harry Ehrlich provided an overview of the MSR requirements, agencies covered, MSR process, discoveries, comments received and next steps.

Gary Thompson noted that the consulting team received great cooperation from all of the agencies, and that their method of sharing early drafts and incorporating feedback from agencies resulted in minimal comments on the Public Review Draft. Mr. Thompson highlighted several issues that should be considered, and responded to comments and questions from Commissioners as he made his presentation. The consultants found that, in general, finances of the agencies were stable and that major strides have been made since the last MSR. The biggest fiscal issue in the future may be the sustainability of rate increases: when will rates increase to the point where customers can't pay?

Commissioner Piepho requested that the slides be numbered in the future; and asked about the planned location of a fifth high school in Liberty Union High School District and that the MSR contain information on this, as it might suggest an additional SOI amendment for the Town of Discovery Bay Community Services District (TODBCSD).

In response to Commissioner McGill's question as to whether LAFCO adopted a zero SOI for Knightsen Town Community Services District (KCSD) in the first round MSR, staff responded no. Mr. Thompson responded that the district is working hard, with very few resources, to fulfill its original purpose; however, this district needs attention and help and regular reports should be required by LAFCO. If at some point it becomes clear that it will not be able to perform, then LAFCO should consider other options including dissolution.

Questions arose about the multi-county agencies (i.e., East Bay Municipal Utility District, Dublin-San Ramon Services District, Byron Bethany Irrigation District) and how to ensure that a full MSR is prepared on each of these. A process should be formalized among the three LAFCOs, if possible. Staff responded that the three LAFCOs are coordinating on MSRs.

The topic of consolidations (of similar districts) was addressed, acknowledging that there can be a variety of consolidations and that even similar districts may have differences that make consolidation infeasible. The consultants pointed out that the MSR does not dictate what should be done so much as provide a tool for seeing what is happening with agencies—and that this MSR is a “mile-high” review rather than an on-the-ground comprehensive examination.

Commissioner Blubaugh asked about the differences among the cities of Antioch, Martinez and Pittsburg, all of which purchase their water from Contra Costa Water District (CCWD). The consultants and LAFCO staff noted various boundary and services issues.

The public hearing was opened.

Mitch Avalon, representing Contra Costa County Public Works, spoke in support of the work being done by KCSD to address the serious issue of flooding in the Knightsen area, and that the County does not support the dissolution of KCSD. Mr. Avalon commented on the reasons the district was formed and the physical and financial challenges the area faces. He also commented that the District is working on planning and funding efforts, which take time, and that KCSD is making steady progress in achieving its goals.

Commissioner Piepho asked Mr. Avalon if he had any concerns with the proposed removal of the Veale Tract from CCWD. He responded “no.”

Mr. Thompson indicated that CCWD supports the removal.

Linda Weekes, representing KCSD, thanked Mr. Avalon for his presentation and reported that they continue to seek support and partners and that they are doing the best they can within their limitations.

The Chair noted that Rick Howard, representing the Town of Discovery Bay CSD, was in the audience and ready to speak if anyone had any questions for him. There were no questions for him. The Chair also noted Rick Gilmore’s presence (representing Byron Bethany Irrigation District and Byron Sanitary District).

The public hearing was closed.

Commissioner Piepho expressed her appreciation of staff’s and consultants’ concerns regarding KCSD and would like to see KCSD retain its SOI, and agreed that the District should provide progress reports to LAFCO. Commissioners noted that there is good work going on in Knightsen.

Commissioner McGill asked staff about the best way to use this MSR when it is finalized. The Executive Officer stated that the MSR is a good snapshot of progress that has been made since the last MSR, and can be used as a basis for the SOI updates and future boundary changes.

Upon motion of McGill, second by Blubaugh, Commissioners unanimously, by a vote of 6-0, received the report, accepted the comments, and directed staff to set a public hearing for May 14, 2014, to prepare the required determinations, and present the Final MSR report and SOI recommendations. Commissioner Piepho asked if Commissioner comments would be automatically included in the Final MSR; she was assured that they would be.

AYES: Blubaugh, McGill, Meadows, Piepho, Schroder, Tatzin
NOES: none
ABSENT: Glover (M)
ABSTAIN: none

9. FY 2013-14 Third Quarter Budget Report

Upon motion of Blubaugh, second by Piepho, Commissioners unanimously, by a vote of 5-0, accepted the report.

AYES: Blubaugh, McGill, Meadows, Piepho, Schroder
NOES: none
ABSENT: Glover (M), Tatzin (M)
ABSTAIN: none

10. Legislative Report – Update and Positions

The Executive Officer presented an update on a number of bills of interest to CALAFCO and letters of support for three bills that are of particular importance to LAFCos.

Commissioner McGill stressed the importance of letters of support from local LAFCos as well as CALAFCO.

Upon motion of McGill, second by Blubaugh, Commissioners unanimously, by a vote of 5-0, authorized the Chair to sign the letters of support.

AYES: Blubaugh, McGill, Meadows, Piepho, Schroder
NOES: none
ABSENT: Glover (M), Tatzin (M)
ABSTAIN: none

Commissioner Piepho suggested that there might be a need for future legislation regarding the mutual water companies, to be considered by CALAFCO at the Annual Conference or taken up by the Legislative Committee.

11. Executive Officer's Performance Review and Compensation

The Chair presented the report regarding a compensation adjustment for the Executive Officer in conjunction with her 2013 performance review.

Upon motion of Blubaugh, second by Tatzin, Commissioners unanimously, by a vote of 6-0, approved a lump sum payment of \$3,000 in recognition of the Executive Officer's performance, along with a 2.5% adjustment to her base salary effective 1/1/14.

AYES: Blubaugh, McGill, Meadows, Piepho, Schroder, Tatzin

NOES: none

ABSENT: Glover (M)

ABSTAIN: none

12. CCCERA Correspondence

There were no comments regarding this correspondence.

13. Commissioner Comments and Announcements

Commissioner McGill reported that he attended the CALAFCO Legislative Committee meeting on March 21 and that this committee has been very busy. He will attend the May 2nd CALAFCO Board meeting in Marysville.

Commissioner Tatzin announced that he, Commissioner Blubaugh, and the Executive Officer met with Fitch & Associates representatives to discuss the Emergency Medical Services (EMS) report, which will be helpful when the 2nd Round Fire and EMS MSR process begins.

14. Staff Announcements and Pending Projects

The Executive Officer reported that the CALAFCO Staff Workshop will be held in Berkeley April 23-25; the next CALAFCO Board meeting will be on May 2; and the next Legislative Committee meeting will be on May 9. Also, plans are underway for the CALAFCO Annual Conference October 15-17 in Ontario.

The meeting was adjourned at 3:25 p.m.

Final Minutes Approved by the Commission May 14, 2014.

AYES:

NOES:

ABSTAIN:

ABSENT:

By _____
Executive Officer



Lou Ann Teixeira
Executive Officer

MEMBERS

Donald A. Blubaugh
Public Member
Federal Glover
County Member
Michael R. McGill
Special District Member

Dwight Meadows
Special District Member
Mary N. Piepho
County Member
Rob Schroder
City Member

Don Tatzin
City Member

ALTERNATE MEMBERS

Candace Andersen
County Member
Sharon Burke
Public Member
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City Member
George H. Schmidt
Special District Member

May 14, 2014 (Agenda)

May 14, 2014
 Agenda Item 7

Contra Costa Local Agency Formation Commission (LAFCO)
 651 Pine Street, Sixth Floor
 Martinez, CA 94553

**Countywide Water/Wastewater Municipal Services Review and
 Sphere of Influence Updates (2nd Round)**

Dear Members of the Commission:

In April, the Commission received an overview of the Public Review Draft Countywide Water/Wastewater Municipal Service Review (MSR) (2nd Round) covering the following local agencies:

City of Antioch	County Service Area M-28 (CSA M-28)
City of Brentwood	Crockett Community Services District (CCSD)
City of Concord	Delta Diablo (DD)
City of Hercules	Diablo Water District (DWD)
City of Martinez	Dublin San Ramon Services District (DSRSD)
City of Pinole	East Bay Municipal Utility District (EBMUD)
City of Pittsburg	East Contra Costa Irrigation District (ECCID)
City of Richmond	Ironhouse Sanitary District (ISD)
Byron Bethany Irrigation District (BBID)	Knightsen Town CSD (KCSD)
Byron Sanitary District (BSD)	Mt. View Sanitary District (MVSD)
Castle Rock County Water District (CRCWD)	Rodeo Sanitary District (RSD)
Central Contra Costa Sanitary District (CCCSD)	Stege Sanitary District (SSD)
Contra Costa Water District (CCWD)	Town of Discovery Bay CSD (TODBCSD)
County Sanitation District No. 6 (SD No. 6)	West County Wastewater District (WCWD)

The report also included information on Golden State Water Company, a private water company, and 28 mutual water companies pursuant to recent legislation.

The presentation in April covered MSR requirements, an overview of the agencies reviewed, the MSR process, significant findings, a summary of comments received in response to the Public

Review Draft report, and next steps. The Commission held a public hearing to receive public comments, and Commissioners also provided input.

Based on comments received in April, the MSR consultants made revisions and updates to the report, as reflected in the Final Draft MSR, as previously provided and available on the LAFCO website at www.contracostalafco.org.

On May 14, the Commission will be asked to accept the Final MSR report, adopt a resolution containing the required determinations (Attachment 1), and update the SOIs for ECCID, MVSD, RSD, SSD, TODBCSD and WCWD, which all retain the existing SOIs. The Commission will also be asked to provide direction to staff regarding the SOI updates for BBID, BSD, CRCWD, CCCSD, CCWD, CCSD, SD No. 6, CSA M-28, DD, DSRSD, DWD, EBMUD, ISD, and KCSD, which will be brought forward in June 2014.

DISCUSSION

Municipal Service Review - The MSR report provides an overview of services provided by local agencies under LAFCO's purview. The report identifies issues and agency challenges, and showcases best practices.

In accordance with the MSR, LAFCO must prepare written determinations relating to various factors including the following:

- Growth and population projections
- The location and characteristics of any disadvantaged unincorporated communities within or contiguous to the sphere of influence.
- Present and planned capacity of public facilities and adequacy of public services, including infrastructure needs or deficiencies
- Financial ability of agencies to provide services
- Status of and opportunities for shared facilities
- Accountability for community service needs, including governmental structure and operational efficiencies

The determinations are presented in the attached resolution. In addition, the MSR report provides governance, policy and SOI/boundary options and recommendations as summarized on the attached table. The project team will review the governance, policy and SOI/boundary options with the Commission on May 14th. The Commission will be asked to update the SOIs for six of the districts on May 14 that all retain the existing SOIs, and for the remaining 14 districts on June 11 following input from the Commission.

ENVIRONMENTAL ANALYSIS

The MSR is a study, intended to serve as an informational tool to help LAFCO, local agencies and the public better understand the public service structure in Contra Costa County. The service review and determinations are a study and are Categorical Exempt under §15306, Class 6 of

the California Environmental Quality Act (CEQA) Guidelines. LAFCO actions on SOI updates are exempt under the General Rule exemption §15061(b)(3) of the CEQA Guidelines.

RECOMMENDATIONS

1. Receive the staff report and open the public hearing to consider accepting the Final MSR and adopting the MSR determinations;
2. After receiving public comments close the hearing;
3. Determine that the MSR project is Categorically Exempt pursuant to §15306, Class 6 of the CEQA Guidelines;
4. Accept the Final MSR report;
5. Adopt the MSR determinations by resolution attached hereto;
6. Update the SOIs as recommended for ECCID, MVSD, RSD, SSD, TODBCSD and WCWD;
and
7. Provide input regarding the SOI updates for BBID, BSD, CRCWD, CCCSD, CCWD, CCSD, SD No. 6, CSA M-28, DD, DSRSD DWD, EBMUD, ISD, and KCSD to be presented to the Commission on June 11, 2014.

Sincerely,

LOU ANN TEXEIRA
EXECUTIVE OFFICER

c: Distribution

Attachment 1- Resolution with MSR Determinations

Attachment 2 – Summary Table - Governance and SOI Options & Recommendations

Attachments 3a-3f – Resolutions/Maps Updating SOIs for ECCID, MVSD, RSD, SSD, TODBCSD and WCWD

RESOLUTION OF THE CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION

ADOPTING DETERMINATIONS FOR THE 2014 COUNTYWIDE WATER/WASTEWATER (2ND ROUND) MUNICIPAL SERVICE REVIEW

WHEREAS, Government Code §56430 requires LAFCO to conduct municipal service reviews (MSRs) in order to prepare and update spheres of influence (SOIs) pursuant to Government Code §56425; and

WHEREAS, the Commission previously authorized the *Countywide Water/Wastewater (2nd Round) MSR* to be prepared; and

WHEREAS, this MSR covers services provided by the cities of Antioch, Brentwood, Concord, Hercules, Martinez, Pinole, Pittsburg and Richmond and the following districts: Byron Bethany Irrigation District, Byron Sanitary District, Castle Rock County Water District, Central Contra Costa Sanitary District, Contra Costa Water District, Crockett Community Services District, County Sanitation District No. 6, County Service Area M-28, Delta Diablo, Diablo Water District, Dublin San Ramon Services District, East Bay Municipal Utility District, East Contra Costa Irrigation District, Ironhouse Sanitary District, Knightsen Town Community Services District, Mt. View Sanitary District, Rodeo Sanitary District, Stege Sanitary District, Town of Discovery Bay Community Services District, and West County Wastewater District; and

WHEREAS, this MSR also covers services provided by a private water agency and private mutual water companies; and

WHEREAS, on April 9, 2014, the Commission held a public hearing to receive an overview of the Public Review Draft MSR, receive public comments, and provide input; and

WHEREAS, on April 9, 2014, the Commission directed the MSR project team to prepare the Final Draft MSR and set a public hearing for May 14 to receive the Final MSR report, make the required determinations, and update SOIs; and

WHEREAS, the MSR report and determinations are Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to §15306 Class 6 of the CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED that the Contra Costa Local Agency Formation Commission does hereby resolve, determine and order as follows:

The Countywide Water/Wastewater (2nd Round) Municipal Service Review determinations attached hereto as Exhibit A and incorporated herein by reference are hereby adopted.

* * * * *

PASSED AND ADOPTED THIS 14^h day of May 2014, by the following vote:

- AYES:
- NOES:
- ABSTENTIONS:
- ABSENT:

DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2013

Lou Ann Texeira, Executive Officer

EXHIBIT A

COUNTYWIDE WATER/WASTEWATER (2ND ROUND) MUNICIPAL SERVICE REVIEW DETERMINATIONS

Growth and Population

City of Antioch

- According to the City's 2011 Urban Water Management Plan (UWMP), Antioch's existing population of 105,117 is expected to grow by 10.5% to 116,592 by 2030. The UWMP projects employment to grow by 36% between 2010 and 2030, with an increase of 17,970 jobs.

City of Brentwood

- Brentwood's 2010 UWMP projects a population of 69,826 by 2030, a 15% annual growth rate from 2010 to 2030. At build-out, expected in 2050, the City is projected to have a population of 76,226 residents.

City of Concord

- According to 2013 estimates, Concord projects that the current population of 123,812 will increase to 148,400 by year 2030, an increase of almost 20%. The City of Clayton, which receives sewer service from Concord, has a population of approximately 11,093 and is projected to grow to 12,600 by 2030, an increase of 13%.

City of Hercules

- Hercules' General Plan projects that the City will grow to 32,800 by year 2030, an increase of 36% of the current population. The cities of Hercules and San Ramon are projected to be the fastest growing cities in Contra Costa County.

City of Martinez

- According to the City's 2011 UWMP, the City's population is expected to grow from its current 36,663 residents to 41,400 by 2035. The City's water service area (assumed to be 82.4% of the City's population) is projected to grow from its current 30,191 customers to 34,091 by 2035.

City of Pinole

- According to recent Census data, the current population of Pinole is 18,930. Following rapid growth in the 1950s, 1960s and 1970s, population growth in Pinole slowed in the 1980s and 1990s and is expected to average less than 1% per year for the foreseeable future. According to the City's General Plan, the City will reach a projected population of approximately 21,800 in 2030, an increase of 15%.

City of Pittsburg

- Pittsburg's 2011 UWMP projects a 2030 population of 91,015, an increase of over 39% over the City's current population of 64,294.

City of Richmond

- The City provides wastewater service to approximately 65% of its residents (approximately 68,000) within Richmond. The City's 2012 General Plan projects the City will grow to 132,600 by 2030, an increase of almost 21% from the current population of 105,004.

Byron Bethany Irrigation District (BBID)

- The current population within BBID's service area and SOI is approximately 13,000. Land use within the Contra Costa portion of BBID is primarily agricultural. Little or no anticipated growth is projected at this time.

Byron Sanitary District (BSD)

- BSD serves a population of approximately 995. Based on a review of ABAG population and employment figures, growth within BSD is expected to be limited over the next 10 to 20 years.

Castle Rock County Water District (CRCWD)

- Currently, CRCWD serves approximately 137 residents (Walnut Creek area). The service area is built out, and little or no growth is expected in the future.

Central Contra Costa Sanitary District (CCCSD)

- According to CCCSD's 2010 Collection System Master Plan Update (CSMPU), residential dwelling units are expected to increase from 180,000 (2008) to 230,000 at build out in 2040, a 30% increase. Developed land is projected to increase from 43,000 acres to 55,000 acres during the same time period.

Contra Costa Water District (CCWD)

- CCWD's 2012 UWMP projects CCWD service area population will increase from 495,230 in 2010 to 635,140 by 2035, a 22% increase.

County Sanitation District No. 6 (SD No. 6)

- Approximately 100 residents live within the service area (Martinez); little or no growth is anticipated.

County Service Area M-28 (CSA M-28)

- CSA M-28 serves the Willow Mobile Home Park (Bethel Island). The community is built-out with 172 mobile homes and approximately 275 residents. No future growth is anticipated.

Crockett Community Services District (CCSD)

- CCSD currently serves a population of 3,284 (Crockett - 3,094, Port Costa - 190). Development in the District is constrained by the Carquinez Strait to the north, hilly topography, and unstable soils. Most property surrounding CCSD is owned by the East Bay Regional Park District or the Port Costa Conservation Society. Only limited infill development is anticipated with the CCSD boundary.

Delta Diablo (DD)

- The DD 2010 Conveyance System Master Plan Update projects 90,700 dwelling units within DD at build out. Due to economic cycles in development, the Update does not indicate a build-out year. Using DD's current dwelling unit estimate of 60,800, build out estimates would indicate a dwelling unit growth rate of approximately 32%.

Diablo Water District (DWD)

- DWD currently serves about 40,893 residents. Significant development is expected to occur within DWD's boundaries over the next 20 years. According to the District's UWMP, DWD's service population is projected to grow to 68,441 by 2035.

East Contra Costa Irrigation District (ECCID)

- Most of ECCID's irrigated land is located within the City of Brentwood's Agricultural Conservation Area and the County's Agricultural Core Area. The number of customers is expected to remain stable. No significant growth is anticipated within the District's service area.

Ironhouse Sanitary District (ISD)

- ISD's service area is expected to experience steady growth over the next 20 to 25 years. The Association of Bay Area Governments (ABAG) projects the City of Oakley to grow from 31,950 in 2010 to a population of 42,950 in 2035. Bethel Island, with a 2010 Census population of 2,137, is also expected to experience growth with a projected population of 9,706 by 2025.

Knightsen Town Community Services District (KCSD)

- The unincorporated community of Knightsen is a Census Designated Place. Recent Census data estimated a population of 1,568 residents. Largely agricultural in nature, very limited growth is anticipated within the KCSD service area in the next 10 to 20 years.

Mt. View Sanitary District (MVSD)

- Currently, MVSD serves 18,253 residents. MVSD's service area population is expected to grow to between 24,500 and 25,322 over the next 20 to 25 years, an increase of approximately 29-33%.

Rodeo Sanitary District (RSD)

- RSD's population is expected to increase by 15% within the District's 20-year Comprehensive Wastewater Management Plan (2013). RSD's 2035 population is projected to be 7,990.

Stege Sanitary District (SSD)

- SSD provides wastewater collection services for approximately 33,000 people with about 13,000 sewer connections. The service area is largely built out, with growth limited to a few remaining vacant parcels and revitalization of existing commercial areas.

Town of Discovery Bay Community Services District (TODBCSD)

- According to recent Census data, the population of the Town of Discovery Bay is currently 13,500. Two new residential development projects, Newport Pointe and Pantages Bay, were recently approved by the County and will impact the TODBCSD. These projects, as well as the continued build-out of entitled units in Discovery Bay West and Villages IV and V, will result in substantial future growth for TODBCSD. According to the 2012 Wastewater Master Plan, at build out, the Town of Discovery Bay will add 1,123 residential units, 90 acres of office and business park development and 10 acres of commercial land uses.

West County Wastewater District (WCWD)

- WCWD's 20-Year Master Plan projects the service area population will increase from 93,000 to 113,000 by year 2030, an increase of approximately 20%.

Disadvantaged Unincorporated Communities (DUCs)

- There are no DUCs within or contiguous to the cities of Antioch, Brentwood, Hercules, Martinez, or Pinole.

- The City of Concord has a DUC located directly north of Highway 4 along the northerly boundary of the City.
- The City of Pittsburg has a DUC located within the City's SOI – the Bay Point community.
- The City of Richmond has a DUC located within the City's SOI – North Richmond.
- There are no DUCs within or contiguous to the following districts: BBID, BSD, CRCWD, SD No. 6, ECCID, ISD, KCSD, SSD, and TODBCSD.
- CCWD has two DUCs within or adjacent to its SOI. The DUCs include the unincorporated community of Bay Point along Highway 4, north of the City of Pittsburg; and the entirety of Bethel Island.
- CSA M-28 is located on Bethel Island, which has been identified as a DUC.
- A DUC has been identified within (or adjacent to) CCSD's SOI located in the west Crockett area.
- A DUC has been identified adjacent to DD's SOI located north of Willow Pass Road.
- DWD serves portions of Bethel Island; the entirety of Bethel Island has been identified as a DUC.
- Two DUCs have been identified in MVSD's SOI. Located north of the City of Martinez, DUCs are located on the west and east side of the I-680.
- A DUC has been identified in the area adjoining the current RSD SOI and service area. The DUC is located south of San Pablo Avenue.
- Several DUCs are located in WCWD's SOI.

The Government Code (sections 56375 and 56425) contains special provisions relating to DUCs and annexations and SOI amendments/updates. Those cities and districts listed above with DUCs within or contiguous to their SOIs are subject to the special provisions per the statute.

Present and Planned Capacity of Public Facilities and Infrastructure Needs and Adequacy of Public Services

City of Antioch

- Antioch indicates they are addressing their system needs, including preparation of water and wastewater rate studies in 2009 that identified the 10 year future needs, including major maintenance upgrades and appropriate rate adjustments. The City has budgeted CIP funds for the next five years to implement identified projects and replacement of older pipelines and equipment.

City of Brentwood

- Brentwood has identified a series of facility expansions and replacement upgrades as part of its UWMP, SSMP and other infrastructure-related master plans. The City's Capital Improvement Program (CIP) includes funds to renovate one water reservoir and to expand the Wastewater Treatment Plant (WWTP) when effluent flows are expected to increase.

City of Concord

- Concord's collection system has portions that are aged and in need of replacement as identified in the 10-Year CIP and SSMP studies. Another study evaluated the City system and potential impacts of adding service to the Concord Naval Weapons Station area that is undergoing development. These studies have provided the basis of system upgrades over the ten-year period. Problem spots and old sewer mains are being replaced on a basis of timing and funding availability. The City's CIP is currently funded at \$1.065 million in FY 2013-14 and \$9.9 million through 2023.

City of Hercules

- Plans are in place for WWTP upgrades between 2015-2017 to meet the State Regional Water Quality Control Board (RWQCB) requirements and to meet expected nominal growth. Collection main repairs and replacements are being completed as funding is available to reduce inflow and overflows. An aggressive main and lateral inspection program utilizing TV inspection identifies the high priority locations and pipelines for work.

City of Martinez

- The City's Water Treatment Plant Master Plan identified a series of projects to be implemented over the next 15 years on its aging Water Treatment Plant (WTP). These projects will require funding in future years and will impact water rates through bond financing payments. Several projects are in process and are scheduled for completion this year through 2027. The City is implementing water distribution projects identified in its 2005 Water System Master Plan (WSMP). Several projects are in process and are scheduled for completion for this year through 2020. Additionally, CCWD, which provides wholesale water to Martinez, is completing an operational plan for use of a bypass pipeline to allow additional maintenance to reduce impacts of algae bloom that occurs several times each year. This project will benefit more effective delivery of water and treatment cost reductions.

City of Pinole

- The Water Pollution Control Plant (WPCP) upgrade is the major project needed for both Pinole and Hercules to meet the RWQCB permit requirements on treatment capacity and operating compliance. Replacement of problem sewer mains and laterals to reduce infiltration is also a major priority in the City's CIP.

City of Pittsburg

- Pittsburg has an approved CIP with annual funding at \$4.475 million to address both water and wastewater system needs, including replacement projects of pipelines, valves, pump stations and the WTP. A new well is in design for construction in 2014, and ongoing WTP projects are being implemented on a pay-as-you-go basis per the 2010 WMP. New development is expected to install some needed pipelines when economic growth resumes.

City of Richmond

- Richmond's system of sewer collection pipeline mains and pump stations is old in terms of time and use. The City has completed comprehensive reviews of both the collection/pump stations system and the treatment facilities as part of a negotiated settlement of overflow and effluent discharge litigation. Assessment of the collection mains and laterals resulted in identification of the high priority replacement sections primarily in the commercial and industrial areas where infiltration flows have been occurring resulting in peak flows and some overflows.

Several local programs of storm water collection and inflow prevention in about 400 acres of area have been implemented resulting in measured reductions of peak flows. Several pump stations have been remodeled to increase efficiencies and redundancies to reduce overflows. Wet weather storage capacity has been increased as part of the WWTP upgrades. The City completed an SSMP update in October 2013 that addresses maintenance requirements and ongoing flow monitoring programs.

Byron Bethany Irrigation District (BBID)

- BBID funds capital projects on an annual basis as needs arise. Since BBID is over 90 years old, pump stations and pipelines are maintained and replaced as needs are identified.

Byron Sanitary District (BSD)

- BSD has completed a Facilities Plan and is proceeding with needed improvements as funds become available. Improved security fencing, control building improvements, SCADA upgrades, and installation of control valves for the effluent disposal system are included. Aging sewer mains are also planned for replacement as trouble locations are identified.

Castle Rock County Water District (CRCWD)

- Little detailed information is known of the water supply and distribution system other than it has a small reservoir tank and a small pipeline distribution system. Because of the small size of the system, there is no formal maintenance program, staff, or contract staff to service the system. CRCWD has no water quality testing program. CRCWD has indicated that Board members repair small system issues, and contractors are hired to repair more serious system problems on an “as needed” basis.

Because CRCWD was formed in 1955, it should be assumed that the system is aged and in need of repair and replacement of pumps, valves and meters based upon the age of the system. A site review by a qualified engineer retained by CRCWD should be conducted of the reservoir, pump station and any ancillary infrastructure to determine its condition.

Central Contra Costa Sanitary District (CCCSD)

- CCCSD has an aging sewer collection system. As a result of agreements with regional agencies and good operations practices, CCCSD has established a sewer main replacement program resulting in over \$15 million per year to replace trouble locations. Several major pump stations are scheduled for rehabilitation in the next four years. The SSMP was also updated and adopted in October 2012.

Contra Costa Water District (CCWD)

- CCWD has a 10-Year CIP that includes approximately \$300.1 million in capital improvement expenditures, with FY 13-14 including approximately \$36.3 million in capital projects. CCWD reports that it has completed approximately \$370 million in new and upgraded facility and infrastructure projects during the last five years.

County Sanitation District No. 6 (SD No. 6)

- The current collection and treatment system provides minimum service per the approved operating permit from the RWQCB. Due to the size and location of the system, however, long-term WWTP operations and replacement costs exceed available revenues. In order to provide a permanent system to meet RWQCB directives, investment in the current system will be needed.

County Service Area M-28 (CSA M-28)

- In 2011, DWD conducted an engineering and operations review of the system and determined that a number of system upgrades were needed including an emergency power supply for pumping, additional storage for fire flow capacity, a backup pump system, seismic retrofit of the pump building and reservoir tank and pipeline upgrades. The estimated costs then were between \$900,000 and \$1,100,000. There have been no improvements made since the last MSR in 2007.

Crockett Community Services District (CCSD)

- CCSD maintains and replaces portions of its collection and treatment facilities as needed. Approximately \$814,000 of project work has been done since 2008. All work is done on a priority basis by a contractor coordinated by the limited staff of CCSD. Each of the WWTP's are considered in good operating condition and require no major rehabilitation in the near future. CCSD expects to spend about \$2.6 million on capital improvements in the next five years.

Delta Diablo (DD)

- DD has completed an SSMP and Master Plan of Facilities that identified a series of improvements required over the next 10 years. In the 5-Year CIP, WWTP improvements pump station upgrades, and collection system replacements are planned totaling about \$51 million. DD has been able to reduce system overflows and is implementing an aggressive hazardous materials collection program.

Diablo Water District (DWD)

- The ongoing development of DWD's local water supply through its two wells has resulted in a major upgrade of capacity. Along with the recent expansion of the Randall Bold Water Treatment Plant (RBWTP) from 40 to 50 MGD, DWD's capacity needs have been addressed for the foreseeable future. No other major infrastructure needs have been identified by the District at this time.

East Contra Costa Irrigation District (ECCID)

- ECCID budgets annually for capital project and repair needs and averages about \$700,000 per year in major repairs and upgrades on an as needed basis. No major needs or deficiencies were identified in the review or information submittal. A five-year or longer CIP should be developed for planning purposes for the future.

Ironhouse Sanitary District (ISD)

- ISD recently completed construction of Phase 1 of a new \$55 million Water Recycling facility (WRF) to accommodate growth and meet regulatory requirements. The 2004 Sewer Master Plan (SMP) identified several mains and pump stations for upgrades or replacement. The Ironwood Force Main extension has been completed that provides an alternate flow route for this area near the old WWTP. A relief sewer was constructed in Carol Lane to accommodate flow from a new housing project. ISD is working with developers to install a second 14-inch force main and regional pump station to serve development in the East Cypress Corridor area. Other capital projects noted in the SMP will be implemented as growth occurs.

Knightsen Town Community Services District (KCSD)

- KCSD has no infrastructure at present. The plan is to develop a drainage watershed and habitat basin to develop as mitigation land as part of a larger habitat restoration. Several planning grants have been submitted that would include these concept plans. A few miles of drainage channels and ditch areas have been cleared through voluntary efforts and improved as part of the agency coordination efforts.

Mt. View Sanitary District (MVSD)

- In 2011, MVSD revised its 5-Year CIP to reflect lower flows and improved preventive maintenance following an update of its SSMP. Various capital projects have been funded, including a Grease Separation Station to remove fats and grease that will be burned in a solid waste digester for energy generation and construction of an Inflow Reservoir to normalize influent flows by 2014.

MVSD has initiated several engineering and facilities studies to identify needed improvements and to determine if cost reductions or operating efficiencies could be achieved. As a result of these studies, several major projects were amended or deferred as part of the 20-year CIP of \$31 million. Smoke testing and TV monitoring have identified high priority pipe repair locations which are being addressed through the annual upgrade or replacement program. In addition, MVSD's Supervisory Control and Data Acquisition (SCADA) monitoring system is also being upgraded to track flows and monitor pump stations to prevent overflow events.

Rodeo Sanitary District (RSD)

- The recently adopted CWWMP has identified district-wide treatment and collection needs for the next 20 years. Issues identified in the 2008 MSR have been addressed including several projects at the WWTP. Improvements as part of the Comprehensive Wastewater Master Plan will assist RSD in operating safely and more efficiently. Replacement projects for high maintenance sewer mains will continue as funds are received for capital projects.

Stege Sanitary District (SSD)

- SSD has an aged sewer collection system. As a result of agreements with regional agencies and good operations practices, SSD has begun a sewer main replacement program resulting in over 21% of sewer main replacement to date, and trouble locations are being maintained more aggressively. A major pump station is scheduled for rehabilitation later in 2014. Funding has been increased by over 60% on these programs. The SSMP was updated and adopted in 2012.

Town of Discovery Bay Community Services District (TODBCSD)

- TODBCSD contracted to develop, and in 2012, approved a 10-Year Water Master Plan that provides a framework for accommodating future development and a long range CIP including major infrastructure replacement as needed over time. Wastewater operation functions include two relatively small but environmentally sensitive WWTP's with capacity of 2.1 MGD and average flow of 1.8 MGD. A system of 15 pump stations takes collected effluent to the WWTP for treatment and disposal. Since 2009, TODBCSD has contracted operation of the WWTP with Veolia Water North America, which has resulted in fewer operational problems and environmental and permit issues.
- TODBCSD applied for a new NPDES permit for the WWTP increasing its capacity from 2.1 MGD to 2.35 MGD. It is anticipated that the revised permit will be issued in late 2014. In the meantime, the RWQCB has extended the District's current permit until such time as the new permit is adopted. Operation of the WWTP and upgrades to the inflow control, pump and UV system are expected to aid in operation. The Water and Wastewater Master Plans have identified potential rehabilitation projects for the next 10 years as well as possible upgrades if new development is approved.
- The TODBCSD has not completed its UWMP; therefore CC LAFCO will be unable to consider any SOI or boundary changes until the UWMP is complete.

West County Wastewater District (WCWD)

- WCWD has an aged sewer collection system. As a result of agreements with regional agencies and good operations practices, WCWD has begun a sewer main and lateral replacement program resulting in trouble locations being maintained more aggressively. A major upgrade of the WWTP is planned at a cost of \$18.6 million, and several pump stations are scheduled for rehabilitation this year. Funding has been increased for many of these maintenance programs. The Sewer System Master Plan was also updated and adopted in 2013.

Financial Ability of Agencies to Provide Services

City of Antioch

- Antioch's water and wastewater funds are considered stable and self-sustaining for operational, capital and debt service activities, although some deficit spending has occurred in each fund due to planned capital improvement projects. Rate increases have been implemented over the last several years to accommodate the expenditures. The City maintains a substantial reserve fund balance in each fund providing good capability to absorb short term impacts, with a very good debt service to annual expenditure ratio.

City of Brentwood

- Brentwood's water and wastewater funds are considered stable and self-sustaining for operational, capital and debt service activities, although some deficit spending has occurred in each fund due to planned capital improvement projects and debt service requirements. Rate increases have been implemented over the last several years to accommodate the expenditures. The City maintains a substantial reserve fund balance in each fund providing good capability to absorb short-term impacts, with a good debt service to annual expenditure ratio.

City of Concord

- Overall, Concord's Wastewater Fund is currently stable and self-sustaining for operational and debt service activities, however, capital expenditures have created deficit spending over the last few years. The City indicates in their Wastewater Fund's long-range revenue and expenditure forecast that rate increases will be required to eliminate the deficit spending. The City maintains a marginally acceptable fund balance providing very limited capability to absorb short-term impacts. The City maintains a low debt service to annual expenditures ratio.

City of Hercules

- Overall, the City's Wastewater Fund is currently stable and self-sustaining for operational and debt service activities, and capital expenditures. The City has implemented annual service charge rate increases through FY 16-17 to support ongoing operations and capital projects. The City maintains a relatively good fund balance providing good capability to absorb short term impacts, and maintains a low debt service to annual expenditures ratio.

City of Martinez

- Overall, the City's water fund is currently stable and self-sustaining for operational and debt service activities. Deficit spending has been occurring due to capital expenditures for significant projects. The City maintains a relatively good fund balance providing good capability to absorb short term impacts, and maintains a low debt service to annual expenditures ratio.

City of Pinole

- Overall, the City's Wastewater Fund is currently stable and self-sustaining for operational and debt service activities, and capital expenditures. The City has implemented annual service charge rate increases for the next five years. The City maintains a relatively good fund balance providing good capability to absorb short term impacts, and maintains a very low debt service to annual expenditures ratio.

City of Pittsburg

- Overall, Pittsburg's Water and Wastewater Funds are considered stable and self-sustaining for operational, capital and debt service activities, although some deficit spending has occurred in each fund due to planned capital improvement projects. Rate increases have been implemented over the last several years to accommodate the expenditures. The City maintains a moderate reserve fund balance in each fund providing good capability to absorb short term impacts, with a very good debt service to annual expenditure ratio.

City of Richmond

- Richmond operates its wastewater service as an enterprise fund within the confines of overall City operations. Sewer service fees comprise the significant majority of revenues that fund the services provided. These fees are listed on the property tax bill of the service connection property and collected by Contra Costa County.
- The Wastewater Fund does not receive funds directly or indirectly from the City's General Fund. Overall, Richmond's Wastewater Fund is currently stable and self-sustaining for operational, capital and debt service activities. However, the City will need to increase rates in order to meet ongoing capital improvement needs identified in their long range plan.
- The City is currently conducting a new rate study and anticipates additional rate increases will be necessary to complete needed capital projects required to meet the settlement agreement. The City will need to assess the ability of the community to absorb continuous annual increases given the slow economic recovery.

Byron Bethany Irrigation District (BBID)

- Overall, BBID's financial status is stable as operations expenditures are fully met by revenues received. However, property tax constitutes 50% of BBID's revenue which is subject to economic fluctuations. Any future significant reduction in property tax revenue may require rate increases. BBID reports that it is developing a long-range CIP which will include a rate restructuring for its agricultural customers. BBID maintains a substantial reserve fund balance providing good capability to absorb short term impacts and its debt service to annual expenditure ratio is low.

Byron Sanitary District (BSD)

- BSD operates as an enterprise type activity, with its primary revenue source being service charges and fees. Overall, BSD's financial status is stable as operations expenditures are fully met by revenues received. BSD maintains a substantial reserve fund balance providing good capability to absorb short term impacts. However, BSD has a significantly high debt service to annual expenditure ratio due to the bond funding for the recent rehabilitation of the wastewater treatment facility, collection system and associated infrastructure. Any negative impact to revenues will need to be carefully monitored and addressed in order to ensure operational and debt service requirements are met.

Castle Rock County Water District (CRCWD)

- CRCWD's financial status is stable as operations expenditures are fully met by revenues received. CRCWD's service rate structure reflects fixed and consumption based rates for residential connections, and fixed connection fees. CRCWD maintains a substantial reserve fund balance and has no debt.

Central Contra Costa Sanitary District (CCCSD)

- Overall, CCCSD's financial status is stable as operations expenditures are fully met by revenues received; however, CCCSD has been experiencing deficit spending recently due primarily to the CCCSD's 10-year plan to pay down a significant portion of its unfunded pension liability. This prudent action will benefit and enhance CCCSD's long-term financial stability. CCCSD maintains a very aggressive and comprehensive long-term capital improvement program addressing many substantial infrastructure improvements. CCCSD maintains a moderately good reserve fund balance providing good capability to absorb short term impacts, and its debt service to annual expenditure ratio is very good.

Contra Costa Water District (CCWD)

- Overall, CCWD's financial status is very stable, with revenues sufficient to meet operational and capital improvement requirements. CCWD maintains a comprehensive CIP and funds scheduled projects on an annual basis. CCWD reviews rates annually and reports that it maintains a policy of not increasing rates annually greater than inflation. The last rate adjustment was in February 2013. CCWD maintains a substantial reserve fund balance providing good capability to absorb short term impacts, with a moderately negative debt service to annual expenditure ratio.

County Sanitation District No. 6 (SD No. 6)

- Service fees comprise the revenues that fund the services provided. The County reports that SD No. 6 has been experiencing deficit spending due to infrastructure and equipment issues over the last several years. As the County does not maintain a reserve fund for the District, funds for repairs have been provided from other County funds. The County is currently reviewing its options for consolidation of this SD No. 6 into CCCSD.

County Service Area M-28 (CSA M-28)

- Service fees comprise the revenues that fund the services provided. The infrastructure managed under CSA M-28 supporting the mobile home park requires significant upgrades. However, the County has indicated that the mobile home park will not support the necessary service charge increases to fund these upgrades.

Crockett Community Services District (CCSD)

- Overall, CCSD's financial status is relatively stable; however, the District has been experiencing minor deficit spending recently. The deficit spending has been mainly driven by the Port Costa Sanitary Department and the Maintenance and Parks Departments. However, the amount of deficit spending is minor. CCSD maintains a 5-year CIP and budgets annual expenditures for capital projects. CCSD maintains a very good reserve fund balance providing good capability to absorb short term impacts, and its debt service to annual expenditure ratio is very good.

Delta Diablo (DD)

- Overall, DD's financial status is stable; however operational expenditures have exceeded operational revenues over the last several years. DD reports that this is a planned drawdown of operational reserves to achieve a district policy level of 40% of operating revenue. DD reports that although it has

experienced a decline in growth and development due to the recent economic downturn, this has not had a significant impact and has not affected DD's ability to meet its debt service and other obligations. DD maintains a very good reserve fund balance providing good capability to absorb short term impacts, and its debt service to annual expenditure ratio is good.

Diablo Water District (DWD)

- Overall, DWD's financial status is relatively stable; however, DWD has been experiencing deficit spending recently due primarily to capital expenditures and debt service obligations. DWD reports that its largest debt service, for the RBWTP, was recently refinanced and will be paid off in seven years. DWD is also in the process of refinancing other long-term debt to realize savings. DWD utilizes a multi-year rate model to project revenue requirements to meet operational and capital requirements, which includes modest annual rate adjustments, and is investigating the potential to implement a tiered rate schedule in the future. DWD maintains a very good reserve fund balance providing good capability to absorb short-term impacts, and its debt service to annual expenditure ratio is very good.

East Contra Costa Irrigation District (ECCID)

- Overall, ECCID's financial status is relatively stable as operations expenditures are fully met by revenues received. However, ECCID reports that over the last several years, the decline in property tax revenue and investment earnings significantly impacted ECCID's overall revenues. ECCID took proactive actions to pay off its pension obligations, and other measures to absorb the impact without increasing rates. Any future significant reduction in property tax revenue may require reduction in expenditures or rate increases.

Ironhouse Sanitary District (ISD)

- Overall, ISD's financial status is relatively stable; however ISD has been experiencing deficit spending recently due primarily to capital expenditures, depreciation expense and debt service obligations. ISD does not maintain a formal CIP. Any capital maintenance expenditures necessary are determined annually and funded from revenues and reserve fund balance. ISD maintains a good reserve fund balance providing good capability to absorb short term impacts; however its debt service to annual expenditure ratio is moderately negative due to the substantial debt service obligation associated with its loan from the State Revolving Fund (SRF).

Knightsen Town Community Services District (KCSD)

- Overall, KCSD's financial status is stable as operations expenditures are fully met by revenues received. KCSD does not have a CIP, has not constructed any capital projects since its formation, and has limited ability to construct any major improvements to support KCSD's purpose. KCSD maintains a substantial reserve fund balance providing good capability to absorb short term impacts and has no debt.

Mt. View Sanitary District (MVSD)

- MVSD operates as an enterprise type activity, with its primary revenue source being service charges and fees. Overall, MVSD's financial status is relatively stable as operations expenditures are fully met by revenues received. However, the ability for MVSD to fully fund the entirety of its long term CIP under the current "pay-as-you-go" program relying solely on rate increases should be noted. MVSD should assess the ability of the community to absorb continuous annual increases which will be systemic in order for MVSD to meet its long-term capital improvement needs.

Rodeo Sanitary District (RSD)

- Overall, RSD's financial status is stable as operations expenditures are fully met by revenues received. However, RSD does not currently maintain a large reserve and anticipates that much of the reserve will be consumed by the Rodeo Creek Force Main Realignment Project. Any negative impact to revenues should be carefully monitored and addressed to ensure operational requirements are met. RSD's debt service to annual expenditure ratio is very good; however RSD is planning to obtain a SRF loan to fund capital projects which will impact the ratio.

Stege Sanitary District (SSD)

- Overall, SSD's financial status is stable as operations expenditures are fully met by revenues received. SSD does not maintain a CIP. Any capital maintenance expenditures necessary are determined annually and funded from revenues and the reserve fund balance. SSD maintains a Collection System Rehabilitation Plan and has increased funding for rehabilitation projects significantly since 2009. SSD maintains a good reserve fund balance providing the ability to absorb short term impacts; and its debt service to annual expenditure ratio is very good.

Town of Discovery Bay Community Services District (TODBCSD)

- Overall, TODBCSD's financial status is stable. The District maintains a good long-term CIP and maintains sufficient revenue generation for funding projects. TODBCSD maintains a good reserve fund balance providing adequate capability to absorb short-term impacts and its debt service to annual expenditure ratio is low. TODBCSD reports that in 2013, it began a new four-year Water and Wastewater Rate Study for future operational and capital requirements, and the anticipated rate adjustments that may be required to support future needs.

West County Wastewater District (WCWD)

- Overall, WCWD's financial status is stable as operations expenditures are fully met by revenues received. WCWD currently has no debt, however anticipates encumbering significant debt in the form of a \$75 million loan from the SRF to provide financing for WCWD's capital improvement program. WCWD maintains a very good reserve fund balance providing good capability to absorb short term impacts.

Status of, and Opportunities For, Shared Facilities

City of Antioch

- Antioch has developed a recycled water program with Delta Diablo (DD) and implemented shared maintenance programs with the DD and the City of Pittsburg including preparation of their Sewer System Master Plan (SSMP). The City also participates in regional water conservation programs and the Bay Area Pollution Prevention Program.

City of Brentwood

- Brentwood purchases water from CCWD and both agencies conduct joint conservation programs. Supplemental treated water is purchased from CCWD. A recycled water system has been constructed and may be expanded in a few years with funds obtained from regional grants with other Bay Area agencies. Maintenance functions and training is conducted with several other water and wastewater agencies regionally.

City of Concord

- Concord contracts with CCCSD for wastewater treatment as well as for major collection system maintenance and inspections. The City also participates in regional training and customer education programs to reduce pollution and impacts to the CCCSD WWTP operations.

City of Hercules

- The City of Hercules has a cooperative agreement with the City of Pinole for operation of the jointly owned WWTP. The two cities also have an agreement with the RSD for effluent disposal.

City of Martinez

- Several projects are being done in concert with CCWD and the Port Costa community to improve water supply reliability and efficiencies. A Regional Capacity Study and separate Regional Supply Study (coordinated by CCWD) will improve planning and coordination of supply and demand management in the future. Additionally, a new water distribution system hydraulic model is being finalized that will assist in planning and design of water system changes for development projects.

City of Pinole

- The primary cooperative program is the joint operation of the WPCP with the City of Hercules. Pinole also has an agreement with the EBMUD to handle and dispose of biosolids after treatment if surplus volume processing is required. The City also participates in regional staff training and pollution education programs.

City of Pittsburg

- The City participates in a regional program of conservation education with the CCWD and with DD on regional pollution control education and prevention. The City is a partner in the Water Utility Regional Capacity Study headed by CCWD, as well as a member of a purchasing consortium for supplies and chemicals.

City of Richmond

- The City of Richmond participates with WCWD in shared training and some maintenance operations. A JPA exists for the joint disposal of effluent by the agencies. Additionally, the City is coordinating some services with EBMUD to reduce operating costs.

Byron Bethany Irrigation District (BBID)

- BBID is not adjacent to other irrigation districts but does share administrative operations with BSD through a JPA for financing capital projects, administrative offices and General Managers. Staff operations have been consolidated and efficiencies achieved over the past 10 years. Continuing these efforts will sustain these cost reductions. Grant funding for capital projects for the jointly managed districts has also been successful.

Byron Sanitary District (BSD)

- BSD is not adjacent to other sanitary districts but does share administrative operations with BBID through a JPA for financing capital projects, administrative offices and General Managers. Staff operations have been consolidated and efficiencies achieved over the past 10 years. Continuing these efforts should sustain these cost reductions. Grant funding for capital projects for the jointly managed districts has also been successful.

Castle Rock County Water District (CRCWD)

- CRCWD is located within the CCWD service area. CCWD provides treated, potable water to some homes within Castle Rock. Extension of potable water service to the balance of Castle Rock is possible but may be cost-prohibitive for some residents. Due to the small size of the district, no cooperative programs have been initiated or are expected.

Central Contra Costa Sanitary District (CCCSD)

- CCCSD operates its Household Hazardous Waste Collection Facility in cooperation with MVSD, the cities of Concord and Clayton, and a portion of the City of San Ramon.
- CCCSD participates in several system maintenance and operations training programs with other local sewer agencies.
- CCCSD also participates in several regional programs including: the Hazardous Waste Collection Facility; the Urban Pesticide Committee working to reduce use of pesticides; the Bay Area Air Toxics Group which coordinates efforts with the air quality control agencies; and the Contra Costa Green Business Program which recognizes efforts to implement environmental regulations and conserve resources.
- CCCSD and CCWD are cooperatively studying the feasibility of a refinery recycled water system for the Shell Martinez Refinery that could use up to 20 MGD of recycled water at completion. This would replace CCWD supplied water from the Central Valley Project system.

Contra Costa Water District (CCWD)

- CCWD is working in cooperation with other regional water agencies on a variety of planning and operational water supply programs, including evaluation of a regional water desalination project, a Regional Capacity, and an Integrated Regional Water Management Plan.

County Sanitation District No. 6 (SD No. 6)

- SD No. 6 is a dependent special district administered by the County and receives administrative services and contract services from the County. Due to the small size of the facilities, no additional cooperative programs appear viable.

County Service Area M-28 (CSA M-28)

- The County has initiated contract services for operations of the water system and consideration of contracting with other agencies if funding could be identified. Other than considering a change to a private system arrangement as proposed by the park owner, no other reasonable alternatives appear feasible at this time without additional funding available to upgrade the system.

Crockett Community Services District (CCSD)

- CCSD utilizes cooperative programs and services to carry out several functions. Collection system preventive maintenance, emergency response and engineering are contracted with the WCWD. CCSD utilizes other independent contractors for inspection and repair of the collection system. C&H Sugar operates the Crockett Joint Treatment Plant through a contract with Seven Trent. Weekly testing of Port Costa effluent is performed by the Cal Science Environmental Company.

Delta Diablo (DD)

- DD has developed a recycled water treatment facility and sells the water to two local water agencies totaling an average of 12.5 million gallons per day (MGD).

- The District's street sweeping and hazardous materials collection programs are supported by the County and the cities of Pittsburg and Antioch to reduce pollution to the watershed and meet the RWQCB standards. DD continues to manage the Delta Household Hazardous Waste Collection Facility, a joint project of the County, the cities of Pittsburg, Antioch and Oakley, and DD.

Diablo Water District (DWD)

- DWD purchases untreated water from CCWD, and the RBWTP is operated by CCWD. As a regional water agency, DWD participates in conservation programs, staff training and regional water supply planning. A joint Regional Capacity and Efficiency Improvement Study is also currently underway with five other agencies to identify opportunities for sharing of resources and facilities.

East Contra Costa Irrigation District (ECCID)

- ECCID cooperates with other local water agencies in staff training and water conservation planning. The connection and sale of untreated water to the City of Brentwood provides some economic benefit by recovering administrative and overhead expenses.

Ironhouse Sanitary District (ISD)

- ISD is an active member in the Western Recycled Water Coalition that is developing regional recycled water program facilities through a federal and state grant program. Cooperative programs have been developed with DD, CCWD, CCCSD and the cities of Antioch, Oakley and Pittsburg. ISD is also part of the Bay Area Biosolids to Energy coalition. The goal of the coalition is to create a long-term reliable renewable energy project by turning low-value biosolids into high-value energy products.

Knightsen Town Community Services District (KCSD)

- KCSD has coordinated planning efforts with several local and regional agencies including the Habitat and Conservation agency and Department of Water Resources through grant development and integrated water resource plan development. Coordination with the Knightsen Town Advisory Council is also an ongoing program.

Mt. View Sanitary District (MVSD)

- MVSD has several joint programs with CCCSD, including source control management, collection system mainline inspection, lab testing of effluent, administrative functions, and publications. MVSD participates in educational programs with local colleges and schools to encourage environmental management and education. Several cell phone site leases and billboard leases have been renegotiated to increase revenues. MVSD has minimal opportunities for shared facilities as it is essentially surrounded by CCCSD's service area.

Rodeo Sanitary District (RSD)

- RSD is a small operating agency with seven employees. RSD is a member of the Bay Area Consortium of Water and Wastewater Education that supports and funds a technical studies program with the Solano Community College to train and develop potential new candidates for the industry. RSD also utilizes an intern program to bring in candidates to prepare for future position openings. Other joint training programs and the Fats, Oil and Grease (FOG) program are supported with area agencies.

Stege Sanitary District (SSD)

- SSD contracts with EBMUD for wastewater treatment. SSD is also a member of the EBMUD JPA that conducts studies and projects to control wet weather overflows and implements the East Bay Regional

FOG control program with six cities. Also, a program identifying private sewer lateral deficiencies on a regional basis is being implemented through SSD, local cities and EBMUD.

Town of Discovery Bay Community Services District (TODBCSD)

- TODBCSD has joined the Bay Area Chemical Consortium to purchase bulk chemicals for water and wastewater treatment, saving about \$50,000 per year. A JPA with BBID formed the Discovery Bay Financing Authority to finance bonds for long-term capital projects. TODBCSD is studying several possible cooperative programs for operations of its recreation programs.

West County Wastewater District (WCWD)

- WCWD participates with the City of Richmond's Municipal Sanitary Sewer District in the West County Agency, a JPA that constructs and maintains effluent disposal and sludge disposal facilities. WCWD studied the possibility of a joint treatment agreement with the cities of Hercules or Pinole, however, the cities decided to upgrade their own WWTP.

Accountability for Community Service Needs, Including Governmental Structure and Operational Efficiencies

City of Antioch

- Antioch has a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, City budgets, CIPs, water quality reports, SSMPs and UWMPs. A City Calendar is also posted listing City projects, events and public hearings.
- The City should pursue the preparation of a focused study evaluating the feasibility/cost effectiveness of merging its wastewater operations with DD as a potential long-term governance alternative.

City of Brentwood

- Brentwood has a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, City budgets, CIPs, and water quality-related reports. A City Calendar is also posted listing City projects, events and public hearings.
- The City should pursue annexation of two parcels receiving water and wastewater services through an Out of Agency Service Agreement approved by LAFCO in 2005. Both property owners signed a covenant at that time agreeing to annexation.

City of Concord

- Concord has a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, and City budgets. The City also offers an e-newsletter to keep residents update on City events.
- Three government structure options have been identified for the City of Concord: (1) status quo, (2) annex areas receiving City service, and (3) consolidate with CCCSD.

City of Hercules

- Hercules has a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, City budgets, CIP programs, and water quality-related reports. A City Calendar is also posted listing City projects, events and public hearings.

- Two government structure options were identified: (1) status quo, and (2) consolidation with the WCWD. However, recent studies indicate that consolidation with WCWD is financially infeasible at the present time.

City of Martinez

- The City's website provides the public with internet access to City Council agendas and minutes, public notices, City budgets, CIPs and audits.
- Three alternative government structure options were identified: (1) status quo; (2) annex territory being served outside the City boundary; and (3) consolidate with CCWD. Potential consolidation of water services with CCWD requires additional study to determine long-term fiscal/operational viability. Annexation of parcels served outside of the City should be a high priority and annual progress reports should be provided to LAFCO on City efforts.

City of Pinole

- The City provides a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, City budgets, and CIPs. A City Calendar is also posted listing City projects, events and public hearings.
- Two government structure options were identified: (1) status quo, and (2) consolidation with WCWD. Recent studies indicate that consolidation with WCWD is financially infeasible at the present time.

City of Pittsburg

- Pittsburg City Council meetings are open and accessible to public. The City provides a comprehensive website providing the public with internet access to City Council agendas and minutes, public notices, City budgets, CIPs, rate structures and water quality-related reports.
- Two alternative government structures were identified: (1) status quo, and (2) consolidation with DD. The City should pursue the preparation of a focused study evaluating the feasibility/cost effectiveness of merging its wastewater operations with DD as a potential long-term governance alternative.

City of Richmond

- Richmond's website provides the public with internet access to City Council agendas and minutes, public notices, City budgets, CIPs and audits. The City also offers a free "E-News Signup" service for residents wishing to receive weekly updates on city projects, services, and events.
- The preparation of a focused fiscal/feasibility study evaluating the feasibility/cost effectiveness of merging its wastewater operations with either the WCWD or EBMUD should be pursued.

Byron Bethany Irrigation District (BBID)

- Although BBID has a website, it is extremely limited as to the information provided. Websites have become an important tool for government agencies to inform and educate their customers. Upgrading the website should be a high priority for BBID. Exploring a potential consolidation of BBID with the BSD should be explored jointly by BBID, BSD, CC LAFCO and San Joaquin LAFCO. Potential consolidation with ECCID should also be considered due to the proximity of each district to each other and the provision of similar services. Further study will be required to determine the fiscal/operational feasibility of these this options.
- Consideration should be given to detaching the portion of BBID that overlaps with the TODBCSD to eliminate Discovery Bay residents paying for water services from both BBID and TODBCSD.

Byron Sanitary District (BSD)

- BSD lacks a website which has become a critical tool to inform and educate rate payers about district hearings and events. Implementing an active website should be considered a high priority for BSD. Preparation of a fiscal/operational study evaluating the long-term impacts of consolidation with BBID should be pursued.

Castle Rock County Water District (CRCWD)

- CRCWD serves a very small number of homes and commercial horse stables. The area is rural in nature. CRCWD's five Board members serve staggered terms, and have elections every two years. Meetings are held in the Board Members' homes. Currently, CRCWD has no website. Because of CRCWD's isolated location, alternative governance structure options are limited. Consolidation with the CCWD should be explored as a long-term option if fiscally and operationally feasible.

Central Contra Costa Sanitary District (CCCSD)

- CCCSD is governed by a five-member Board of Directors, elected at large by the voters within the district. The CCCSD website includes comprehensive information on the District, budget, public notices, meetings, CIPs and community programs. CCCSD also publishes an informative community newsletter ("Pipeline") three times a year.
- Regarding operational and service efficiencies, CCCSD has made significant progress with boundary and out of agency service clean-up.
- The MSR notes that consideration should be given to expansion of CCCSD's SOI to include SD No. 6 for a potential future annexation.

Contra Costa Water District (CCWD)

- CCWD is governed by a five-member Board of Directors representing five divisions. CCWD's comprehensive website includes information about its Board and committee meetings, finances, master planning documents and extensive water education resources. CCWD also publishes a customer newsletter, "On Tap," three times yearly. CCWD was the first agency to receive the CSDA's "Transparency Certificate of Excellence," awarded in April 2013.
- Two government structure options were identified for CCWD: (1) maintain the status quo and (2) consolidate water service with the City of Martinez. Further study would be required to evaluate the long-term fiscal and operational viability of consolidation of CCWD and the City of Martinez.

County Sanitation District No. 6 (SD No. 6)

- SD No. 6 is a dependent special district governed by the Contra Costa County Board of Supervisors. Services for the County's dependent special districts are addressed by the Board of Supervisors at regular meetings which are open to the public. Meeting notices and agendas are posted in advance at the County's offices and on the County's website. SD No. 6's financial information is also available via the County's website. Maintaining the existing wastewater system is not a viable, long term option. Connection to CCCSD is under consideration by the County and should be aggressively pursued to provide a long-term sewer system solution for Stonehurst residents. The County is also working with the City of Martinez to establish a new SD No. 6 Board of Directors following the annexation of the area to the City.

County Service Area M-28 (CSA M-28)

- CSA M-28 is a dependent special district governed by the Contra Costa County Board of Supervisors. Services for the County's dependent special districts are addressed by the Board of Supervisors at regular meetings which are open to the public. Meeting notices and agendas are posted in advance at the County's offices and on the County's website. CSA M-28 financial information is also available via the County's website.
- Government structure alternatives identified include: (1) status quo – County continues to contract with private operator; (2) annex area to DWD; (3) transfer operations to Willow Mobile Home Park owner, which may not be feasible. All identified alternatives are problematic in the long-term unless additional funding to upgrade system is provided through higher user rates, grants or budget transfers.

Crockett Community Services District (CCSD)

- The CCSD directors are elected at large by voters within the district. CCSD meetings are open and accessible to the public. CCSD provides a variety of district-related information on its website, including meeting agendas, minutes, financial information and reports, and wastewater master plan documents.
- Two alternative governance structures have been identified: (1) maintain the status quo; and (2) expand CCSD's SOI to include the one property currently served through an out-of-agency agreement.

Delta Diablo (DD)

- DD is governed by a Board of Directors that includes three voting members. The Directors are the presiding officers, or their designees, of the elected bodies of the communities served by DD: the City of Antioch, the City of Pittsburg, and the Contra Costa County Supervisor for District 5. District Board meetings are open to the public. Meeting notices and agendas are posted at least 72 hours in advance at the DD office and on DD's website. The DD website includes comprehensive information on DD, budgets, CIPs and community programs. DD also has a Public Information Office that facilitates public engagement with customers, schools, media, community groups and local and state governments.
- Two government structure options have been identified: (1) maintain the status quo, and (2) consolidate sewer collection service with the cities of Antioch and Pittsburg. Further analysis is needed to determine the operational merits of this option and the benefits/costs which would affect ratepayers for DD and both cities.

Diablo Water District (DWD)

- DWD is governed by a five-member Board of Directors, elected at large by the voters within the district. The DWD website includes comprehensive information on the district, budget, public notices, meetings, CIPs and community programs. DWD also publishes a newsletter three times a year.
- Three government structure options have been identified: (1) maintain the status quo, (2) expand DWD's SOI to include the entirety of Bethel Island to help plan for long-term water services to the Island, and (3) expand DWD's SOI to include the Liberty Union High School District fourth high school site.

East Contra Costa Irrigation District (ECCID)

- ECCID is governed by a locally elected Board of Directors elected by the voters with each of the district's five divisions. ECCID meetings are open to the public, and meeting notices, agendas and supporting documentation are posted at least 72 hours in advance at the district office. ECCID does not

have a website, also noted in the 2007 MSR, and therefore lacks an important informational tool for its customers and the public. ECCID has stated that an agency website is under construction and will be operational by Spring 2014.

- Two government structure options were identified: (1) maintain the status quo, and (2) consolidation with BBID. Consolidation of ECCID and BBID brings the potential of joining two adjacent districts providing similar services together. Further analysis through a focused MSR or other study, however, would be necessary to determine the fiscal and operational viability of this government structural option.

Ironhouse Sanitary District (ISD)

- ISD's website provides the public with internet access to Board agendas and minutes, public notices, budgets and audits. "The Ironhouse Insider" newsletter is published three times per year (also available online) and is provided free of charge to ISD customers. It provides the public with updates on ISD activities and projects.
- Including the proposed Liberty Union High School District fourth high school site within the ISD's SOI should be considered.

Knightsen Town Community Services District (KCSD)

- The KCSD Board meets monthly at a local school; KCSD does not have an office. Meeting notices and agendas are posted at the local Post Office. The KCSD website was terminated in April 2011, following a unanimous vote of the KCSD Board. Websites are an important tool for government agencies to inform and educate their customers. Implementing a district website should be a high priority for KCSD District.
- The district currently uses a volunteer general manager to oversee district operations and historically has had difficulty maintaining a full complement of Board members.
- Two alternative governance structures have been identified: (1) maintain the status quo; or (2) dissolve the district and transfer responsibilities and funding to either the Contra Costa Resource Conservation District or the County of Contra Costa.

Mt. View Sanitary District (MVSD)

- MVSD's website provides the public with internet access to Board agendas and minutes, public notices, budgets and audits. "The Mt. View Monitor" newsletter is published quarterly (also available online) and provides the public with updates on district activities and projects. Preparation of a fiscal/operational study evaluating the long-term impacts of consolidation with CCCSD should be considered.

Rodeo Sanitary District (RSD)

- RSD's website provides the public with internet access to Board agendas and minutes, public notices, district budgets and audits.

Stege Sanitary District (SSD)

- SSD's website provides the public with internet access to Board agendas and minutes, public notices, district budgets and audits. "The Endeavor" newsletter is published biannually and provides the public with updates on SSD activities and projects. Annexation of territory currently served by SSD but located outside of the District's service boundary is problematic due to engineering and liability issues.

Town of Discovery Bay Community Services District (TODBCSD)

- TODBCSD is an independent special district governed by a five-member Board of Directors elected at large. TODBCSD meetings are open to the public, and Board agendas and meeting minutes are available on its website. TODBCSD's website also includes district financial information, master planning documents, rate studies, employee compensation, and community events announcements.
- One government structure option was identified: (1) maintain the status quo.

West County Wastewater District (WCWD)

- WCWD is governed by a five-member Board of Directors elected at large by voters within WCWD. District meetings are open to the public and information on WCWD is available on its website. The website also includes WCWD financial information and master planning documents. WCWD provides extensive public education programs that focus on student outreach, community events and other communication opportunities.

Any Other Matter Related to Effective or Efficient Service Delivery

City of Concord

- The City should update its policies, ordinances and municipal codes to conform to Government Code Section 56133 regarding out of area agreements.

City of Martinez

- The City should update its policies, ordinances and municipal codes to conform to Government Code Section 56133 regarding out of area agreements.

**WATER/WASTEWATER MUNICIPAL SERVICE REVIEW (MSR) – SECOND ROUND
GOVERNANCE AND SPHERE OF INFLUENCE (SOI) OPTIONS & RECOMMENDATIONS**

Agency	SOI Options	Governance/Boundary Options	Consultant Recommendations	LAFCO Staff Recommendations
City of Antioch	N/A	<ul style="list-style-type: none"> Annex islands and areas receiving out of agency service (OAS) Study/evaluate consolidation with DD 	<ul style="list-style-type: none"> Annex islands and areas receiving OAS Study/evaluate consolidation with DD 	<ul style="list-style-type: none"> Annex islands and areas receiving out of agency service Study/evaluate consolidation with DD
City of Brentwood	N/A	<ul style="list-style-type: none"> Annex two residential parcels receiving OAS 	<ul style="list-style-type: none"> Annex two residential parcels receiving OAS 	<ul style="list-style-type: none"> Annex two residential parcels receiving OAS
City of Concord	N/A	<ul style="list-style-type: none"> Annex Ayers Ranch island and other parcels receiving OAS Study/evaluate consolidation with CCCSD Update City policies, ordinances and municipal codes to conform to Gov. Code §56133 relating to OAS agreements 	<ul style="list-style-type: none"> Annex Ayers Ranch island and other parcels receiving OAS Study/evaluate consolidation with CCCSD 	<ul style="list-style-type: none"> Annex Ayers Ranch island and other parcels receiving OAS Study/evaluate consolidation with CCCSD Update City policies, ordinances and municipal codes to conform to Gov. Code §56133
City of Hercules	N/A	<ul style="list-style-type: none"> Consolidation with WCWD was studied and was determined to be cost prohibitive 	No recommendations	No recommendations
City of Martinez	N/A	<ul style="list-style-type: none"> Annexation of areas receiving OAS service should be a high priority Study/evaluate consolidation with CCWD Update City policies, ordinances and municipal codes to conform to Gov. Code §56133 relating to OAS agreements 	<ul style="list-style-type: none"> Annex areas receiving OAS; provide LAFCO with annual progress reports on annexation plans 	<ul style="list-style-type: none"> Annex areas receiving OAS; provide LAFCO with annual progress reports on annexation plans Update City policies, ordinances and municipal codes to conform to Gov. Code §56133
City of Pinole	N/A	<ul style="list-style-type: none"> Consolidation with WCWD was studied and was determined to be cost prohibitive 	No recommendations	No recommendations
City of Pittsburg	N/A	<ul style="list-style-type: none"> Annex one parcel receiving OAS Study/evaluate consolidation with DD 	<ul style="list-style-type: none"> Annex one parcel receiving OAS Study/evaluate consolidation with DD 	<ul style="list-style-type: none"> Annex one parcel receiving OAS Study/evaluate consolidation with DD
City of Richmond	N/A	<ul style="list-style-type: none"> Study/evaluate consolidation with EBMUD or WCWD 	<ul style="list-style-type: none"> Study/evaluate consolidation with EBMUD or WCWD 	<ul style="list-style-type: none"> Study/evaluate consolidation with EBMUD or WCWD
Byron Bethany Irrigation District (BBID)	San Joaquin LAFCO is principal and responsible for SOI update	<ul style="list-style-type: none"> Resolve boundary overlap with TODBCSD Study/evaluate potential consolidation with BSD Study/evaluate potential consolidation with ECCID Update website 	<ul style="list-style-type: none"> Support joint effort (TODBCSD, BBID, San Joaquin and CC LAFCOs) to study TODBCSD/ BBID overlap and evaluate fiscal/ service impacts of detachment of overlap area from BBID Study consolidation with BSD Study consolidation with ECCID 	<ul style="list-style-type: none"> Work with the affected agencies and San Joaquin LAFCO to study overlap issue and report back to the Commission within 12 months

Agency	SOI Options	Governance/Boundary Options	Consultant Recommendations	LAFCO Staff Recommendations
Byron Sanitary District (BSD)	<ul style="list-style-type: none"> Expand SOI to include Orin Allen Youth Detention Facility (OAYDF) Maintain existing coterminous SOI 	<ul style="list-style-type: none"> Annexation of OAYDF Study potential consolidation with BBID Develop a website 	<ul style="list-style-type: none"> Expand SOI to include OAYDF Study potential consolidation with BBID Develop a website 	<ul style="list-style-type: none"> Expand SOI to include OAYDF Study potential consolidation with BBID Develop a website
Castle Rock County Water District (CRCWD)	<ul style="list-style-type: none"> Establish a coterminous SOI Establish a zero SOI 	<ul style="list-style-type: none"> Consolidate with CCWD 	<ul style="list-style-type: none"> Establish coterminous SOI or zero SOI 	<ul style="list-style-type: none"> Establish zero SOI and pursue consolidation with CCWD
Central Contra Costa Sanitary District (CCCSD)	<ul style="list-style-type: none"> Retain existing coterminous SOI Expand SOI to include County Sanitation District No. 6 	<ul style="list-style-type: none"> None identified 	<ul style="list-style-type: none"> Retain existing coterminous SOI; consideration should be given to expanding CCCSD's SOI to include SD No. 6 	<ul style="list-style-type: none"> Expand SOI to include SD No. 6
Contra Costa Water District (CCWD)	<ul style="list-style-type: none"> Reduce SOI to remove Veale Tract Retain existing coterminous SOI 	<ul style="list-style-type: none"> Study/evaluate consolidation of water service with City of Martinez 	<ul style="list-style-type: none"> Reduce SOI to remove Veale Tract 	<ul style="list-style-type: none"> Reduce SOI to remove Veale Tract
County Sanitation District No. 6 (SD No. 6)	<ul style="list-style-type: none"> Retain existing zero SOI 	<ul style="list-style-type: none"> Study/evaluate consolidation with CCCSD 	<ul style="list-style-type: none"> Retain existing zero SOI 	<ul style="list-style-type: none"> Retain existing zero SOI
County Service Area M-28 (CSA M-28)	<ul style="list-style-type: none"> Retain existing zero SOI 	<ul style="list-style-type: none"> Dissolve CSA M-28 and annex to Diablo Water District (DWD) 	<ul style="list-style-type: none"> Retain existing zero SOI 	<ul style="list-style-type: none"> Retain existing zero SOI
Crockett Community Services District (CCSD)	<ul style="list-style-type: none"> Expand SOI to include one parcel receiving OAS 	<ul style="list-style-type: none"> Annex single property receiving OAS 	<ul style="list-style-type: none"> Expand SOI to include one parcel receiving OAS 	<ul style="list-style-type: none"> Expand SOI to include one parcel receiving OAS
Delta Diablo (DD)	<ul style="list-style-type: none"> Retain existing SOI Reduce SOI and remove open space areas outside ULL 	<ul style="list-style-type: none"> Study/evaluate consolidation with cities of Antioch and Pittsburg Detach permanent open space areas located outside ULL 	<ul style="list-style-type: none"> Reduce SOI to remove open space areas located outside ULL 	<ul style="list-style-type: none"> Reduce SOI to remove open space areas located outside ULL
Diablo Water District (DWD)	<ul style="list-style-type: none"> Retain existing SOI Expand to include Bethel Island Expand SOI to include Liberty Union High School District (LUHSD) 4th high school site 	<ul style="list-style-type: none"> Study/evaluate annexation of Bethel Island 	<ul style="list-style-type: none"> Expand SOI to include LUHSD 4th high school site and Bethel Island 	<ul style="list-style-type: none"> Expand SOI to include LUHSD 4th high school site
Dublin San Ramon Services District (DSRSD)	<ul style="list-style-type: none"> Alameda LAFCO is principal and responsible for SOI update 	<ul style="list-style-type: none"> Study overlapping boundaries (DSRSD, CCCSD, EBMUD) 	<ul style="list-style-type: none"> Alameda LAFCO is principal; no SOI recommendations included in MSR 	<ul style="list-style-type: none"> Consult with Alameda LAFCO on overlapping boundaries (CCCSD, DSRSD, EBMUD)
East Bay Municipal Utility District (EBMUD)	<ul style="list-style-type: none"> Alameda LAFCO is principal and responsible for SOI update 	<ul style="list-style-type: none"> Study overlapping boundaries (EBMUD, CCCSD, DSRSD) 	<ul style="list-style-type: none"> Alameda LAFCO is principal; no SOI recommendations included in MSR 	<ul style="list-style-type: none"> Consult with Alameda LAFCO on overlapping boundaries (CCCSD, DSRSD, EBMUD)

Agency	SOI Options	Governance/Boundary Options	Consultant Recommendations	LAFCO Staff Recommendations
East Contra Costa Irrigation District (ECCID)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Study/evaluate consolidation with BBID 	<ul style="list-style-type: none"> • Retain existing coterminous SOI 	<ul style="list-style-type: none"> • Retain existing coterminous SOI
Ironhouse Sanitary District (ISD)	<ul style="list-style-type: none"> • Retain existing SOI • Expand SOI to include the LUHSD 4th high school site 	<ul style="list-style-type: none"> • Annex 4th the LUHSD high school site when sewer service is requires 	<ul style="list-style-type: none"> • Expand SOI to include the LUHSD 4th high school site 	<ul style="list-style-type: none"> • Expand SOI to include the LUHSD 4th high school site
Knightsen Town Community Services District (KCSD)	<ul style="list-style-type: none"> • Retain existing SOI and designate the SOI as a “Special Study Area” • Adopt provisional SOI • Adopt zero SOI 	<ul style="list-style-type: none"> • Consolidate with another agency (i.e., Contra Costa Resource Conservation District or the County) • Develop a website 	<ul style="list-style-type: none"> • Adopt a zero or provisional SOI, or reconfirm District’s coterminous SOI; and require annual progress reports regarding the status of services, programs and governance issues as identified in the MSR 	<ul style="list-style-type: none"> • Adopt provisional SOI and require either 6-month or 12-monthl progress reports regarding the status of services, programs and governance issues as discussed in the MSR
Mt. View Sanitary District (MVSD)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Study/evaluate consolidation with CCCSD 	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Retain existing SOI
Rodeo Sanitary District (RSD)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • None identified 	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Retain existing SOI
Stege Sanitary District (SSD)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Annex area (101 homes) served outside boundary through contract with City of Richmond; liability issues may complicate annexation 	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Retain existing SOI
Town of Discovery Bay Community Services District (TODBCSD)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Resolve overlap issue with BBID 	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Retain existing SOI
West County Wastewater District (WCWD)	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • None identified 	<ul style="list-style-type: none"> • Retain existing SOI 	<ul style="list-style-type: none"> • Retain existing SOI

**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
EAST CONTRA COSTA IRRIGATION DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the East Contra Costa Irrigation District (ECCID), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, ECCID was formed in 1925 and supplies irrigation water for agricultural, landscape and recreational uses as well as raw water for treatment and delivery to urban areas; and

WHEREAS, ECCID's boundaries include the City of Brentwood, the unincorporated community of Knightsen, portions of the cities of Oakley and Antioch, and unincorporated areas south and east of Brentwood totaling approximately 40 square miles; and

WHEREAS, the MSR report identified two SOI options for ECCID: retain the existing coterminous SOI, or consolidate with the Byron Bethany Irrigation District, which would require further study; and

WHEREAS, it is hereby proposed that LAFCO retain the existing coterminous SOI for ECCID as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing coterminous SOI for ECCID as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - The District has no land use authority. County and city plans include land uses and population growth that will need increased irrigation water services and untreated water supplies. A significant portion of the ECCID's service area has urban uses where future growth is expected to occur. The eastern portion of the District lies outside the County's Urban Limit Line as approved by the voters in November 2006. County and city policies support the provision of adequate water service for residents and agricultural land. ECCID's primary purpose is to serve

agricultural irrigation needs. The District's services support the continued use of lands for agricultural purposes. No Williamson Act contracts will be affected by this SOI action.

- b. *Present and probable need for public facilities and services in the area* - Most of ECCID's irrigated land is located within the City of Brentwood's Agricultural Conservation Area and the County's Agricultural Core Area. The number of customers is expected to remain stable. No significant growth is anticipated with the District's service area. No changes in public facilities or services provided by the District will result from this SOI update.
- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - ECCID is financially stable and has the capacity to continue to provide services within its boundaries. The District maintains a 1912 appropriative right to divert water at Indian Slough on Old River. This right is not subject to volume limitations imposed for regulatory purposes; however, there are capacity limitations for the Main Canal. When considering service area expansion, ECCID evaluates the adequacy of the Main Canal to convey sufficient volume to serve the additional area without impacting existing customers. Landscape and recreation irrigation customers are responsible to install, operate, and maintain water conveyance facilities from the point of delivery to the property to be irrigated. Adoption of the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by ECCID.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – ECCID was formed in 1926 to serve portions of eastern Contra Costa County. The District receives a portion of the 1% property tax. In addition, the City of Brentwood and Contra Costa Water District (CCWD) purchase surplus irrigation water from ECCID. The property owners within the area, District ratepayers, and ratepayers for Brentwood and CCWD have an economic interest in receiving services from this investment. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to ECCID.
- e. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - There are no DUCs within or contiguous to ECCID's SOI.
- f. *Nature, location, extent, functions & classes of services to be provided* – ECCID supplies irrigation water for agricultural, landscape and recreational use as well as raw water for treatment and delivery to urban areas. The District also provides agricultural land drainage. ECCID's service area includes the City of Brentwood, the unincorporated community of Knightsen, portions of the cities of Oakley and Antioch, and some unincorporated area south of Antioch and east of Brentwood.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

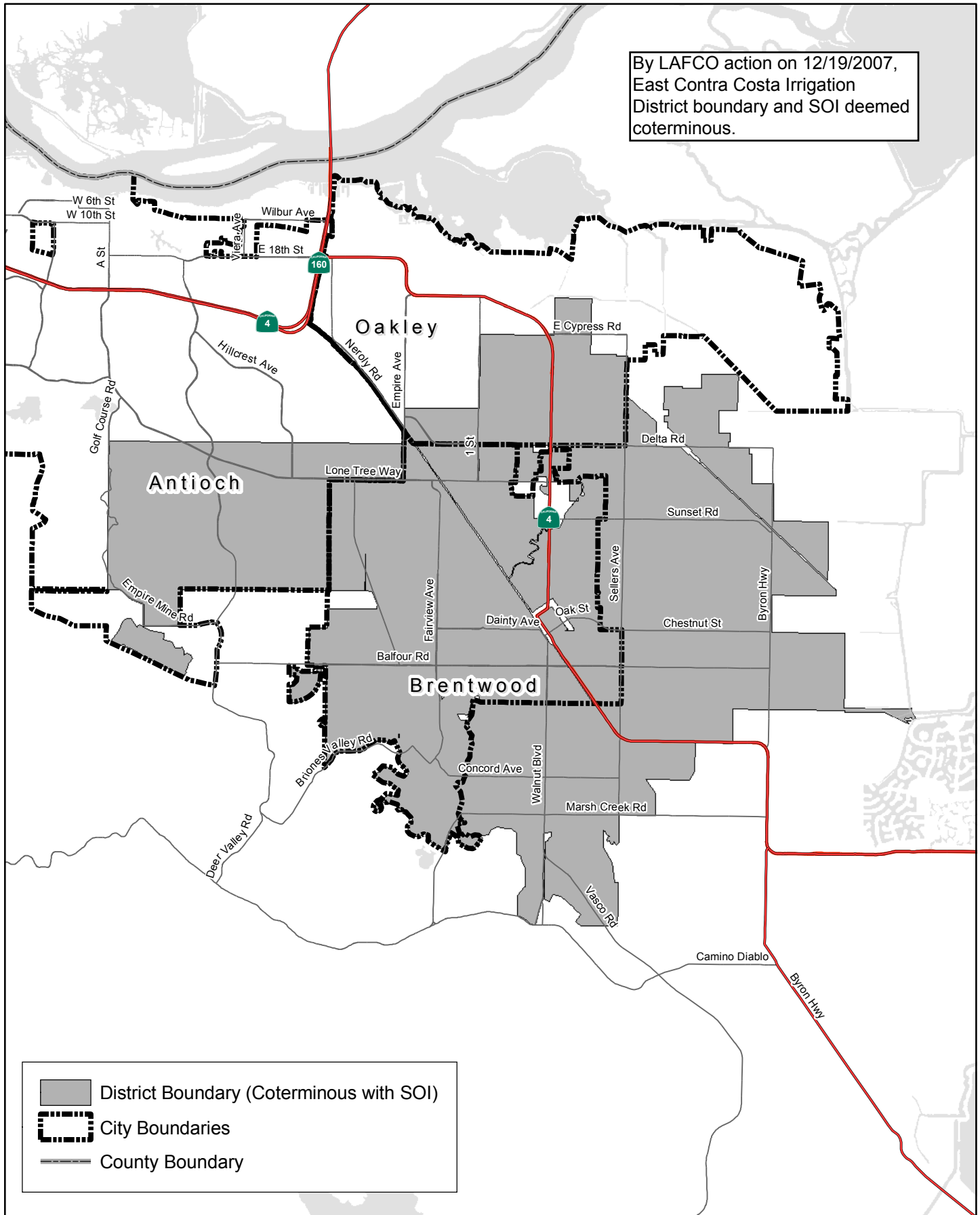
I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.




Dated: May 14, 2014

Lou Ann Texeira, Executive Officer

East Contra Costa Irrigation District and Sphere of Influence

By LAFCO action on 12/19/2007, East Contra Costa Irrigation District boundary and SOI deemed coterminous.



-  District Boundary (Coterminous with SOI)
-  City Boundaries
-  County Boundary



**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
MT. VIEW SANITARY DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the Mt. View Sanitary District (MVSD), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, MVSD was formed in 1923 and provides wastewater collection, treatment, and disposal services for the northeasterly portion of the City of Martinez and adjacent unincorporated lands to the northeast totaling 4.73± square miles; and

WHEREAS, MVSD collaborates with the Central Contra Costa Sanitary District (CCCSD) to provide a permanent Household Hazardous Waste Collection facility and disposal services for the central portion of the County; and

WHEREAS, the MSR report identified two SOI options for BSD: retain the existing SOI, or consolidate with CCCSD, which would require further study; and

WHEREAS, it is hereby proposed that LAFCO retain the existing SOI for MVSD as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing SOI for MVSD as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - The District has no land use authority. County and city plans include land uses and population growth that will need increased wastewater services. County and city policies support the provision of adequate wastewater service for businesses and residents. Although there are agricultural and open space lands within the District's boundaries and SOI, wastewater services do not by themselves induce growth on agricultural or open space lands. No Williamson Act contracts will be affected by this SOI action.

- b. *Present and probable need for public facilities and services in the area* - The MVSD service area population is expected to grow to between 24,500 and 25,322 over the next 20 to 25 years, an increase of approximately 29 to 33 percent. There will be an increased need for comprehensive wastewater services. No changes in public facilities or services provided by the District will result from this SOI update.
- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - MVSD is providing adequate services, is financially stable, and has the capacity to continue to provide services within its boundaries. The District has planned for capital needs based on projected growth and is implementing projects to extend the life of existing infrastructure. Adoption of the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by MVSD.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – MVSD was formed in 1923. The District collects service charges and fees for new development; and also receives a portion of the 1% property tax. Property owners within the area and ratepayers have an economic interest in receiving services from this investment. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to MVSD.
- f. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - Two DUCs have been identified in MVSD’s SOI. Located north of the City of Martinez, DUCs are located on the west and east side of the I-680. Future annexation of these areas by MVSD or expansion of MVSD’s SOI contiguous to these DUCs would first require a detailed evaluation of MVSD’s capability to adequately serve these communities.
- g. *Nature, location, extent, functions & classes of services to be provided* – MVSD provides wastewater collection, treatment, and disposal services for the central portion of the City of Martinez and adjacent unincorporated lands to the northeast. The District collaborates with the CCCSD to provide a permanent Household Hazardous Waste Collection facility and disposal services for the central portion of the County. Also, MVSD has a franchise agreement with Allied Waste (parent company to Pleasant Hill Bayshore Disposal) for Allied Waste to provide trash collection, recycling, and disposal services within the unincorporated area of MVSD’s boundaries.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:
 NOES:
 ABSTENTIONS:
 ABSENT:

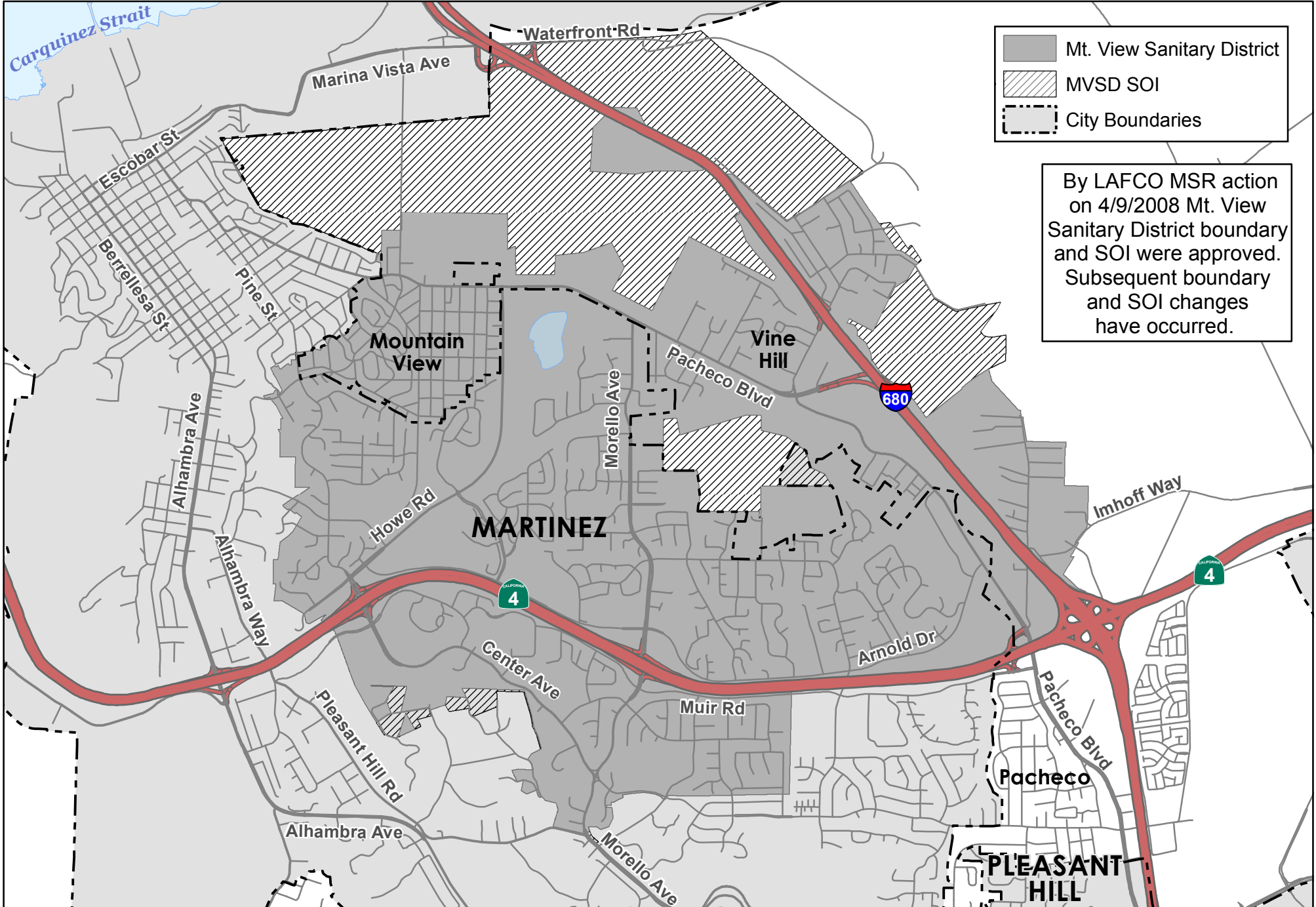
 DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2014

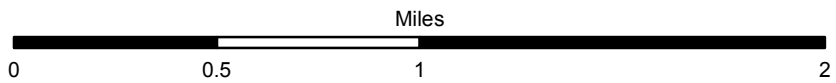
 Lou Ann Texeira, Executive Officer

Mt. View Sanitary District and SOI



Map created 06/12/2013
 by Contra Costa County Department of
 Conservation and Development, GIS Group
 30 Muir Road, Martinez, CA 94553
 37:59:41.791N 122:07:03.756W

This map or dataset was created by the Contra Costa County Department of Conservation and Development with data from the Contra Costa County GIS Program. Some base data, primarily City Limits, is derived from the CA State Board of Equalization's tax rate areas. While obligated to use this data the County assumes no responsibility for its accuracy. This map contains copyrighted information and may not be altered. It may be reproduced in its current state if the source is cited. Users of this map agree to read and accept the County of Contra Costa disclaimer of liability for geographic information.



**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
RODEO SANITARY DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the Rodeo Sanitary District (RSD), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, RSD was formed in 1939 and provides wastewater collection, treatment, and disposal services to the unincorporated communities of Rodeo and Tormey adjacent to San Pablo Bay, serving an estimated population of approximately 8,000; and

WHEREAS, RSD's boundaries include approximately 1.4 square miles (three non-contiguous areas); the District provide sewer service to 2,500 residential and commercial customers; and

WHEREAS, the MSR report identified one SOI option: retain the existing SOI; and

WHEREAS, it is hereby proposed that LAFCO retain the existing SOI for RSD as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing SOI for RSD as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - The District has no land use authority. County plans include land uses and population growth that will need increased wastewater services. County policies support the provision of adequate wastewater service for businesses and residents. Although there are some open space lands within the District's boundaries and SOI, wastewater services do not by themselves induce growth on agricultural or open space lands. No Williamson Act contracts will be affected by this SOI action.
 - b. *Present and probable need for public facilities and services in the area* - Population within RSD's service area is expected to increase by 15 percent within the 20-year planning period of

RSD's Comprehensive Wastewater Management Plan which was adopted in June 2013. RSD's 2035 population is projected to be 7,990. No changes in public facilities or services provided by the District will result from this SOI update.

- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - RSD is providing adequate services, is fiscally stable although with limited financial resources, and has the capacity to continue to provide services within its boundary. The District has planned for capital needs based on projected growth and is implementing projects to rehabilitate infrastructure. Updating the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by RSD.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – RSD was formed in 1939. The District collects sewer service charges and fees for new connections; RSD also receives a portion of the 1% property tax. The District has incurred debt through loans and notes. Property owners and ratepayers with RSD have an economic interest in receiving District services. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to RSD.
- e. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - A DUC has been identified in the area adjoining the current RSD SOI and service area. The DUC is located south of San Pablo Avenue. Future annexation of this area by RSD or expansion of RSD's SOI contiguous to the DUC would first require a detailed evaluation of RSD's capability to adequately serve these communities.
- f. *Nature, location, extent, functions & classes of services to be provided* – RSD provides wastewater collection, treatment, and disposal services to the unincorporated communities of Rodeo and Tormey, adjacent to San Pablo. The District contracts for solid waste services with Republic Services in Richmond.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

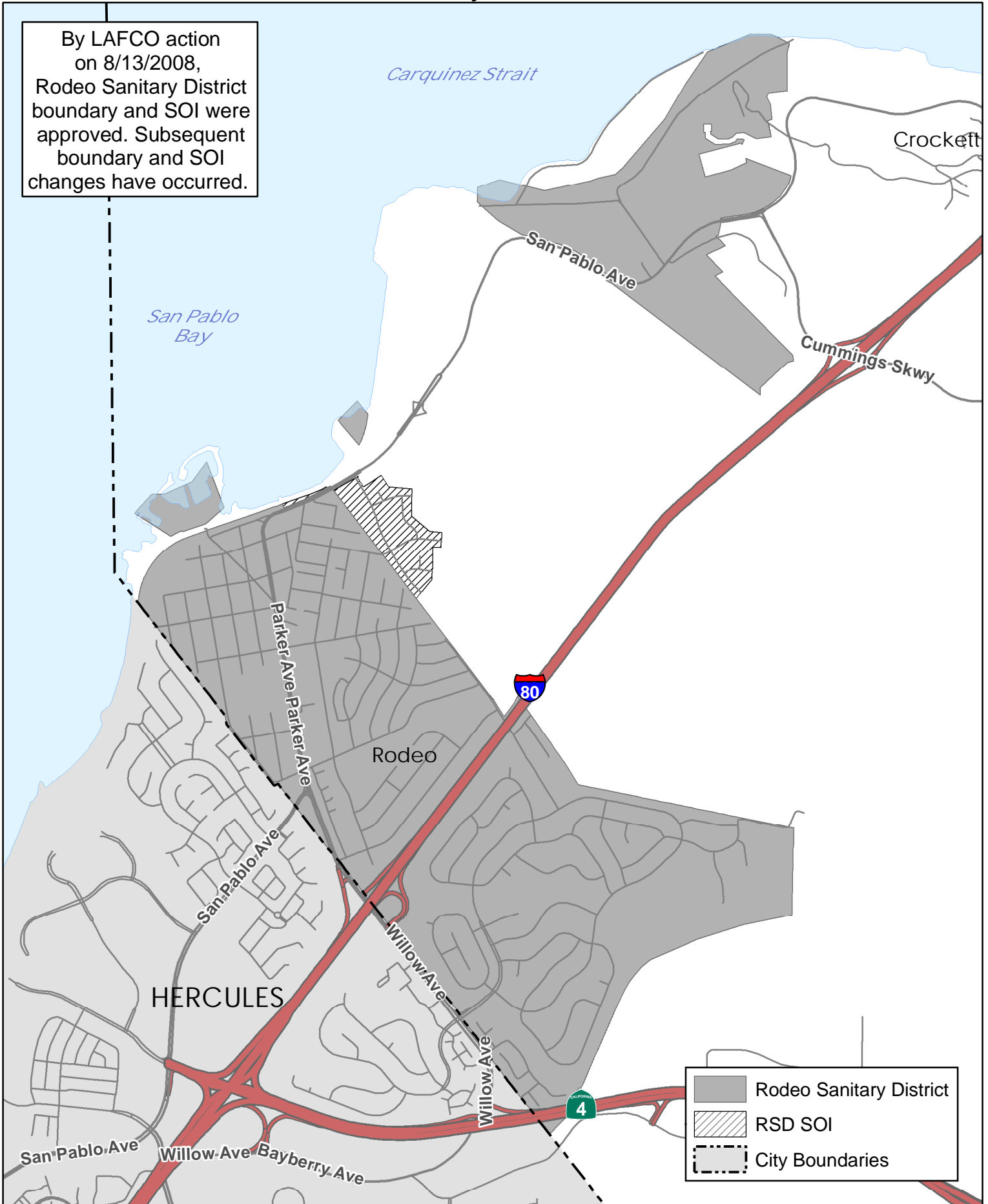
I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2014

Lou Ann Texeira, Executive Officer

Rodeo Sanitary District and SOI

By LAFCO action on 8/13/2008, Rodeo Sanitary District boundary and SOI were approved. Subsequent boundary and SOI changes have occurred.



**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
STEGE SANITARY DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the Stege Sanitary District (SSD), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, SSD was formed in 1913 and provides collection, treatment and disposal of wastewater services to the communities of El Cerrito, Kensington, and the portion of the Richmond Annex west of El Cerrito and south of Potrero Avenue, comprising 5.7 square miles; and

WHEREAS, SSD provides wastewater collection services to approximately 33,000 people with a total of about 13,000 sewer connections, including approximately 101 homes outside SSD's boundary by contract with the City of Richmond; and

WHEREAS, the MSR report identified two boundary options for SSD including retaining the existing SOI, and expanding the boundary to include the area being served by SSD which is outside the District's boundary; and

WHEREAS, it is hereby proposed that LAFCO retain the existing SOI for SSD as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing SOI for SSD as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - The District has no land use authority. County and city plans include land uses and population growth that will need increased wastewater services. County and city policies support the provision of adequate wastewater service for businesses and residents. Although there are some open space lands within the District's boundaries and SOI, wastewater services do not by

themselves induce growth on agricultural or open space lands. No Williamson Act contracts will be affected by this SOI action.

- b. *Present and probable need for public facilities and services in the area* - SSD provides wastewater collection services for approximately 33,000 people with a total of about 13,000 sewer connections. The service area is largely built out, with growth limited to a few remaining vacant parcels and revitalization of existing commercial areas. No changes in public facilities or services provided by the District will result from this SOI update.
- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - SSD is providing adequate services, is financially stable, and has the capacity to continue to provide services within its boundaries. The District has planned for capital needs based on projected growth and is implementing projects to extend the life of existing infrastructure. Updating the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by SSD.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – SSD was formed in 1913. The District collects service charges from existing users and fees for new development; SSD also receives a portion of the 1% property tax. The District has long term debt. Property owners and ratepayers with SSD have an economic interest in receiving District services. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to SSD.
- e. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - There are no DUCs located within, or contiguous to, the SSD’s SOI.
- f. *Nature, location, extent, functions & classes of services to be provided* – SSD provides wastewater collection services for the City of El Cerrito, the unincorporated community of Kensington, and the Richmond Annex community within the southeastern portion of the City of Richmond. SSD contracts with EBMUD for wastewater treatment.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

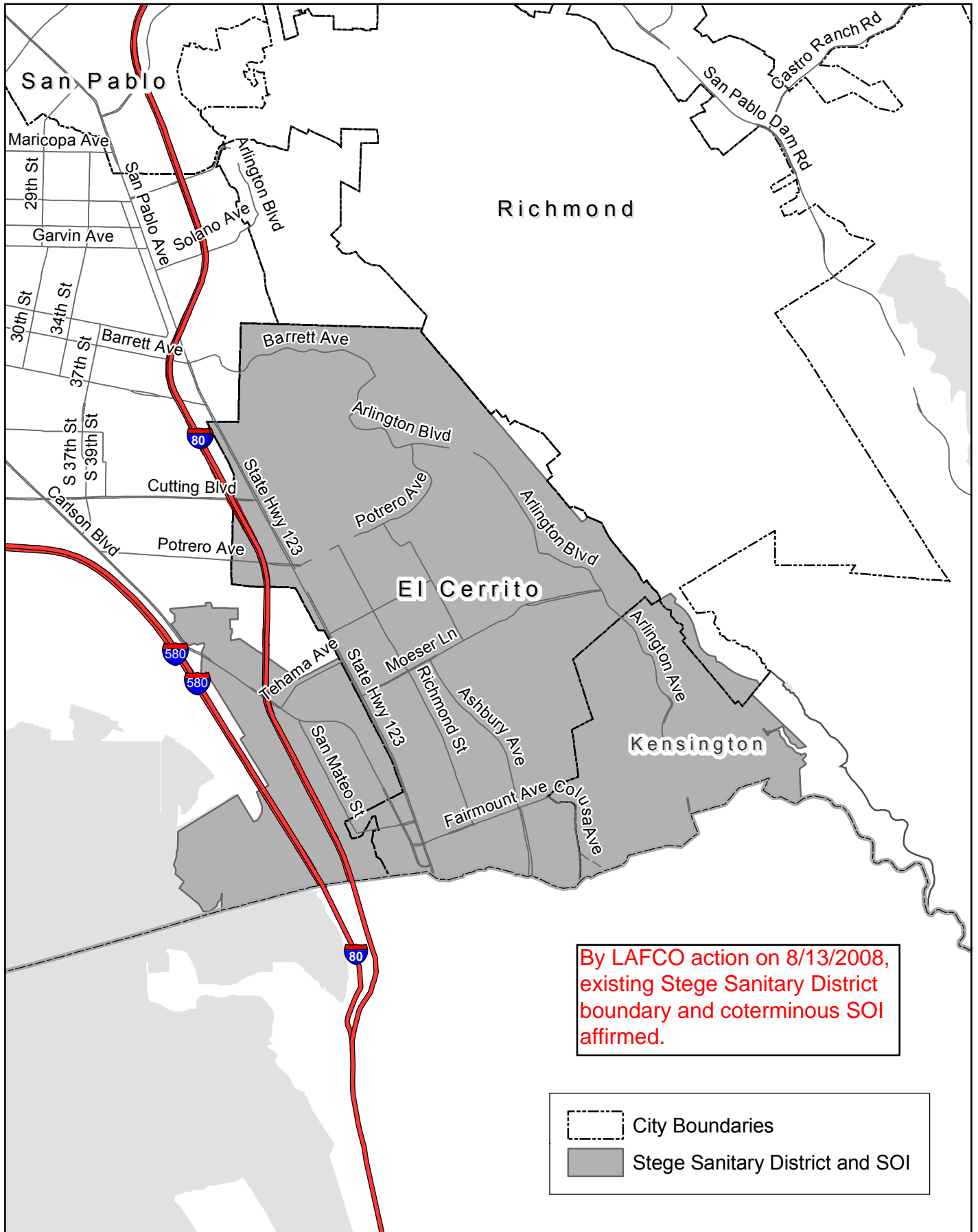
DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2014

Lou Ann Texeira, Executive Officer

Stege Sanitary District and coterminous Sphere of Influence



**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the Town of Discovery Bay Community Services District (TODBCSD), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, TODBCSD was formed in 1998 and provides water and wastewater, parks and park maintenance, landscaping and recreation services to the unincorporated community of Discovery Bay; TODBCSD also provides flood control in specified areas; and

WHEREAS, TODBCSD provides service to approximately 13,500 people in a nine square mile area, with 5,523 water connections; and

WHEREAS, the MSR report identified one SOI option for the District – retain the existing SOI; and

WHEREAS, the MSR report also noted a boundary overlap with the Byron Bethany Irrigation District which should be studied;

WHEREAS, it is hereby proposed that LAFCO retain the existing SOI for TODBCSD as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing SOI for TODBCSD as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - County policies support the provision of adequate services for County residents. County plans include land uses and population growth needing District services. The areas included with this SOI update do not affect agricultural lands. The District has no land authority, and no change to the present or planned uses will result from this SOI update.

- b. *Present and probable need for public facilities and services in the area* - According to recent Census data, the population of the Town of Discovery Bay is currently 13,500. Two new residential development projects, Newport Pointe and Pantages Bay, were recently approved by the Contra Costa County Board of Supervisors and will impact the TODBCSD. These projects, as well as the continued built-out of entitled units in Discovery Bay West and Villages IV and V, will result in substantial future growth for TODBCSD. According to the 2012 Wastewater Master Plan, at build out, the Town of Discovery Bay will add 1,123 residential units, 90 acres of office and business park development and 10 acres of commercial land uses.
- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - TODBCSD is providing adequate services, is financially stable, and has the capacity to continue to provide services within its boundary. The District has planned for capital needs based on projected growth and is implementing projects to extend the life of existing infrastructure. The TODBCSD has not completed its Urban Water Management Plan (UWMP); therefore, LAFCO will be unable to consider any SOI or boundary changes until the UWMP is complete. Updating the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by TODBCSD.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – TODBCD was formed in 1998. The District collects service charges from existing users and fees for new development. The District has long-term debt. Property owners and ratepayers with TODBCSD have an economic interest in receiving District services. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to TODBCSD.
- e. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - There are no DUCs located within, or contiguous to, the TODBCSD's SOI.
- f. *Nature, location, extent, functions & classes of services to be provided* – TODBCSD provides water and wastewater, parks and park maintenance, landscaping and recreation services to the unincorporated community of Discovery Bay; TODBCSD also provides flood control in specified areas.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:
 NOES:
 ABSTENTIONS:
 ABSENT:

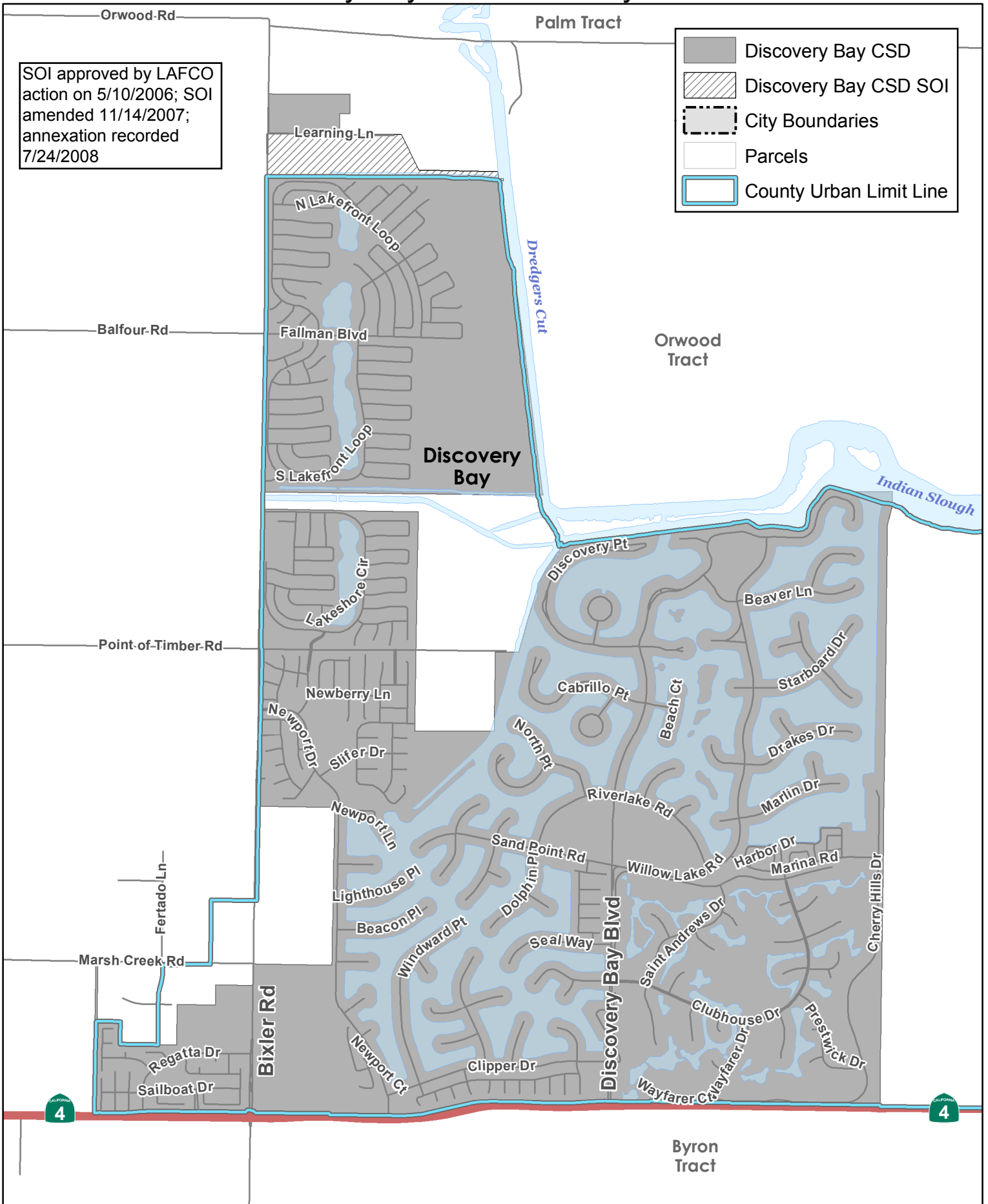
 DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2014

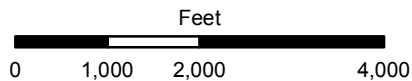
 Lou Ann Texeira, Executive Officer

Discovery Bay CSD Boundary and SOI



SOI approved by LAFCO action on 5/10/2006; SOI amended 11/14/2007; annexation recorded 7/24/2008

- Discovery Bay CSD
- Discovery Bay CSD SOI
- City Boundaries
- Parcels
- County Urban Limit Line



**RESOLUTION OF THE CONTRA COSTA
LOCAL AGENCY FORMATION COMMISSION
APPROVING A SPHERE OF INFLUENCE UPDATE FOR
WEST COUNTY WASTEWATER DISTRICT**

WHEREAS, Government Code §56425 requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence (SOI) of each local governmental agency within the County; and

WHEREAS, Government Code §56425(f) requires that LAFCO review and update the SOI boundaries every five years, as necessary; and

WHEREAS, Government Code §56430 requires that a municipal service review (MSR) be conducted prior to or in conjunction with an SOI update; and

WHEREAS, LAFCO conducted a second round, countywide review of water and wastewater service providers which includes the West County Wastewater District (WCWD), and adopted written determinations as required by Government Code §56430 on May 14, 2014; and

WHEREAS, WCWD was originally formed in 1921 and provides wastewater collection, treatment and disposal services to 93,000 customers in a 16.9 square mile service area within the City of Richmond, City of San Pablo, City of Pinole and unincorporated communities (El Sobrante, Tara Hills, Rollingwood, Bayview) and other areas within Contra Costa County; and

WHEREAS, the MSR report identified one SOI option for WCWD: retain the existing SOI; and

WHEREAS, the MSR report also noted that the District is providing service to an estimated 45 parcels outside the WCWD boundaries and current SOI, located in East Richmond Heights, with service extended into the area in 1958 under an agreement with the City of Richmond; and that there may be other parcels receiving out of area services; and

WHEREAS, WCWD is encouraged to annex properties receiving out of agency service into the District; and

WHEREAS, it is hereby proposed that LAFCO retain the existing SOI for WCWD as shown on the attached map; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the District's SOI; and

WHEREAS, in the form and manner prescribed by law, the Executive Officer has given notice of a public hearing by this Commission regarding the SOI action; and

WHEREAS, the SOI update was duly considered at a public hearing held on May 14, 2014; and

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Contra Costa LAFCO does hereby:

1. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that the SOI update is categorically exempt under §15061(b)(3) of the CEQA Guidelines.
2. Update and retain the existing SOI for WCWD as depicted on Exhibit A attached hereto.
3. Determine that the Commission has considered the criteria set forth in Government Code §56425 as follows:
 - a. *Present and planned land uses in the area, including agricultural and open-space lands* - The District has no land use authority. County and city plans include land uses and population

growth that will need increased wastewater services. County and city policies support the provision of adequate wastewater service for businesses and residents. Although there are some open space lands within the District's boundaries and SOI, wastewater services do not by themselves induce growth on agricultural or open space lands. No Williamson Act contracts will be affected by this SOI action.

- b. *Present and probable need for public facilities and services in the area* - WCWD provides wastewater collection services to approximately 93,000 customers. The District's 20-Year Master Plan projects the service area population to increase from 93,000 to 113,000 by year 2030, an increase of approximately 20%. No changes in public facilities or services provided by the District will result from this SOI update.
- c. *Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* - WCWD is providing adequate services, is financially stable, and has the capacity to continue to provide services within its boundaries. The District has planned for capital needs based on projected growth and is implementing projects to extend the life of existing infrastructure. Adoption of the SOI as proposed will not affect the present capacity of public facilities and adequacy of services provided by WCWD.
- d. *Existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency* – WCWD was formed in 1921. The District collects service charges from existing users and fees for new development; WCWD also receives a portion of the 1% property tax. WCWD uses a pay-as-you-go approach and has no long term debt. Property owners and ratepayers with WCWD have an economic interest in receiving District services. The SOI update will not affect the existence of any social or economic communities of interest in the area that are relevant to WCWD.
- e. *Present and probable need for those public facilities and services of any disadvantaged unincorporated communities (DUCs) with the existing SOI* - Several DUCs are located in WCWD's SOI. Consideration of future changes to WCWD's SOI or service boundary would first require a detailed analysis of WCWD's ability to serve these areas.
- f. *Nature, location, extent, functions & classes of services to be provided* – WCWD provides wastewater collection, treatment, and disposal services within the City of San Pablo; the northern portion of the City of Richmond; the Crestview portion of the City of Pinole; the unincorporated communities of El Sobrante, Tara Hills, Rollingwood, and Bayview; and other unincorporated areas within West Contra Costa County.

PASSED AND ADOPTED THIS 14th day of May 2014, by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

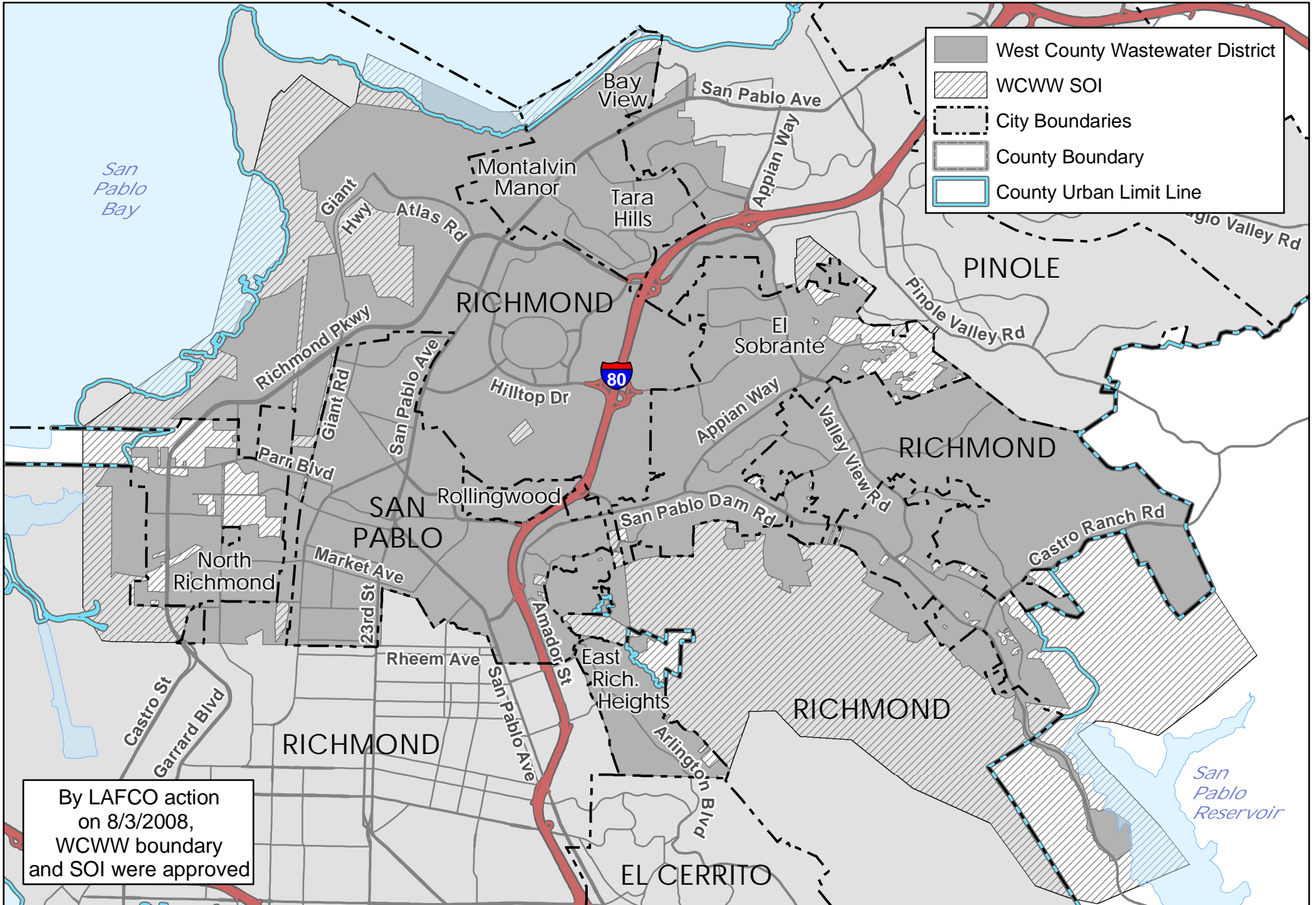
DWIGHT MEADOWS, CHAIR, CONTRA COSTA LAFCO

I hereby certify that this is a correct copy of a resolution passed and adopted by this Commission on the date stated above.

Dated: May 14, 2014

Lou Ann Texeira, Executive Officer

West County Wastewater District and SOI



- West County Wastewater District
- WCWW SOI
- City Boundaries
- County Boundary
- County Urban Limit Line

By LAFCO action on 8/3/2008, WCWW boundary and SOI were approved

Map created 04/24/2014
by Contra Costa County Department of Conservation and Development, GIS Group
30 Muir Road, Martinez, CA 94553
37:59:41.791N 122:07:03.756W

This map or dataset was created by the Contra Costa County Department of Conservation and Development with data from the Contra Costa County GIS Program. Some base data, primarily City Limits, is derived from the CA State Board of Equalization's tax rate areas. While obligated to use this data the County assumes no responsibility for its accuracy. This map contains copyrighted information and may not be altered. It may be reproduced in its current state if the source is cited. Users of this map agree to read and accept the County of Contra Costa disclaimer of liability for geographic information.

Miles

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Lou Ann Texeira
Executive Officer

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May 14, 2013 (Agenda)

May 14, 2014
 Agenda Item 8

Contra Costa Local Agency Formation Commission
 651 Pine Street, Sixth Floor
 Martinez, CA 94553

Final FY 2014-15 LAFCO Budget

Dear Members of the Commission:

DISCUSSION

The Contra Costa Local Agency Formation Commission (LAFCO) is responsible for adopting a proposed and final budget each year. The LAFCO budget is jointly funded by the County, cities and special districts, with each group paying one-third of LAFCO's net operating budget.

On March 12, 2014, the Commission approved the FY 2014-15 Proposed Budget and Work Plan (available on the LAFCO website at www.contracostalafco.org). The Proposed Budget was subsequently distributed to the County, cities and special districts for their review; no comments were received.

The Final Budget (attached) is comparable to the Proposed Budget presented to the Commission in March, and will enable Contra Costa LAFCO to focus on the following priorities as previously identified by the Commission:

1. Second round MSRs, with a focus on budget
2. Respond to incoming applications
3. Update policies and procedures
4. Island annexations

The Final Budget reflects an overall increase of 2.6% as compared to the FY 2013-14 budget. The increase is primarily attributable to personnel costs. Also, we have updated FY 2013-14 year end estimates to reflect an additional two months of actual expenses and revenues since reported in March 2014.

Expenditures - The proposed expenditures for FY 2014-15 total \$782,152, and include *Salaries & Benefits, Services & Supplies, Contingency Reserve, and OPEB Trust* as summarized in the attached.

FY 2014-15 *Salaries & Benefits* maintains the current staffing of two full-time employees, and reflects an increase of 11% primarily attributable to increases in salary and benefit costs.

Services & Supplies funds a range of items including rents/leases, equipment/supplies, communications, training/conferences, and professional/specialized services (i.e., audit/fiscal, legal, planning, mapping, MSRs, website maintenance, etc.). These expenses are expected to decrease by 5.8%.

The FY 2014-15 budget includes funding for second round MSR work. Services slated for second round reviews in FY 2014-15 include fire and emergency medical services.

The FY 2014-15 budget also includes a *Contingency Reserve* of \$80,000 comparable to FY 2013-14, and \$10,000 for the Other Post Employment Benefits *OPEB Trust* account, which was established in FY 2011-12 to fund the LAFCO liability.

Revenues - LAFCO's funding sources include local agency (i.e., County, cities and independent special districts) contributions, application fees, other revenues (e.g. interest earnings, special projects), and available year-end fund balance as summarized in the attached.

Local agency contributions represent the most significant LAFCO revenue source. The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 ("CKH Act") requires that the net operational costs of LAFCO be apportioned one-third to the County, one-third to the cities, and one-third to the independent special districts. Government Code §56381 describes how the County Auditor apportions and collects the revenues following adoption of the Final Budget. The city and district allocations are based on revenues reported to the State Controller and vary year to year.

Another source of revenue is application fees. Application activity continues to be sluggish. FY 2013-14 application fees are expected to come in at less than the budgeted amount. The FY 2014-15 budget is based on a recent historical average and takes into account the decline in activity. Also, due to the distressed financial market, we have included no interest earnings for the current year or for FY 2014-15.

With regard to the available fund balance, Government Code §56381(c) provides "If at the end of the fiscal year, the Commission has funds in excess of what it needs, the Commission may retain those funds and calculate them into the following fiscal year's budget." The FY 2013-14 fund balance is currently unknown and will be calculated at year end (typically by September-October). However, based on the beginning year fund balance, and projected FY 2013-14 revenues and expenses, it is estimated that the available fund balance will be in excess of \$100,000. The LAFCO fund balance, or any portion thereof, can be used to offset the FY 2014-15 revenues, thereby reducing the revenues to be collected from the funding agencies. The FY 2014-15 budget provides that to the extent possible, the available fund balance be used to offset

FY 2013-14 revenues thereby offsetting the cost to the funding agencies. As proposed, the total amount of revenue from other government agencies needed to fund the FY 2014-15 budget will be approximately \$611,152. This represents a 4.8% increase as compared to the FY 2013-14 contributions, and is due to projected increases in personnel costs and decreases in application revenue.

CONCLUSION

The Commission and LAFCO staff continue to exercise fiscal prudence, and recognize the economic realities of the times and the current constraints on local government. Approval of the Final Budget will enable the Commission to perform its core responsibilities effectively, and to continue work on MSRs/SOI updates and other projects.

RECOMMENDATIONS

1. Receive this report and open the public hearing to accept testimony on the Final FY 2014-15 LAFCO Budget,
2. After receiving public comments close the hearing,
3. After Commission discussion, adopt the Final Budget for FY 2014-15, with any desired changes, and authorize staff to distribute the Final Budget to the County, cities and independent special districts as required by Government Code Section 56381.

Respectfully submitted,

LOU ANN TEXEIRA
EXECUTIVE OFFICER

Attachment - Final FY 2014-15 LAFCO Budget

FINAL FY 2014-15 LAFCO BUDGET

	FY 2013-14 Approved	FY 2013-14 Year-End (Estimated)	FY 2014-15 Final	% Change
Salaries and Employee Benefits				
Permanent Salaries- 1011	\$ 193,046	\$ 197,426	\$ 204,718	
Deferred Comp Cty Contribution - 1015				
FICA- 1042	\$ 14,768	\$ 13,874	\$ 15,661	
Retirement expense- 1044	\$ 79,328	\$ 80,332	\$ 100,876	
Employee Group Insurance- 1060	\$ 42,960	\$ 44,699	\$ 47,535	
Retiree Health Insurance- 1061	\$ 20,000	\$ 19,263	\$ 20,000	
Unemployment Insurance- 1063	\$ 734	\$ 744	\$ 778	
Workers Comp Insurance- 1070	\$ 1,100	\$ 912	\$ 1,210	
Total Salaries and Benefits	\$ 351,936	\$ 357,250	\$ 390,778	11.0%
Services and Supplies				
Office Expense- 2100	\$ 4,000	\$ 2,879	\$ 3,000	
Publications -2102	\$ 300	\$ 50	\$ 50	
Postage -2103	\$ 2,000	\$ 1,230	\$ 2,000	
Communications - 2110	\$ 230	\$ 232	\$ 230	
Tele Exchange Services 2111	\$ 914	\$ 913	\$ 1,061	
Minor Comp Equipment - 2132	\$ 1,000	\$ -	\$ 1,000	
Pubs & Legal Notices 2190	\$ 3,000	\$ 2,027	\$ 2,000	
Memberships - 2200	\$ 8,319	\$ 8,324	\$ 8,500	
Rents & Leases - 2250 (copier)	\$ 4,000	\$ 3,014	\$ 3,000	
Computer Software - 2251	\$ 500	\$ 500	\$ 500	
Bldg Occupancy Costs - 2262	\$ 5,392	\$ 5,098	\$ 5,629	
Bldg Life Cycle Costs - 2265	\$ 276	\$ 276	\$ 305	
Auto Mileage Emp. - 2301	\$ 900	\$ 1,239	\$ 900	
Other Travel Employees - 2303	\$ 12,000	\$ 11,024	\$ 10,500	
Prof & Spec Services - 2310	\$ 227,359	\$ 177,978	\$ 213,750	
Assessor	\$ 13,000	\$ 12,386	\$ 15,000	
Financial Audit	\$ 6,000	\$ 6,000	\$ 7,000	
GIS/Mapping	\$ 20,000	\$ 17,365	\$ 22,500	
Legal	\$ 73,000	\$ 51,181	\$ 35,000	
MSRs	\$ 80,000	\$ 62,240	\$ 90,000	
Planning	\$ 30,000	\$ 22,445	\$ 40,000	
Special Projects (document imaging)	\$ 4,859	\$ 4,861	\$ 3,750	
Investment Services	\$ 500	\$ -	\$ 500	
LAFCO Sponsored Training	\$ -	\$ -	\$ -	
Special Study (Actuarial Valuation)		\$ 1,500		
Contracted Temp Help - 2314 (Web)	\$ 2,820	\$ 2,820	\$ 2,820	
Data Processing Services - 2315	\$ 4,000	\$ 2,980	\$ 4,000	
Data Processing Security - 2326	\$ 126	\$ 126	\$ 131	
Courier - 2331	\$ 2,041	\$ 2,070	\$ 2,174	
Other Inter-Dept Costs - 2340	\$ 123	\$ 93	\$ 124	
Liability/E&O Insurance - 2360	\$ 4,080	\$ 4,223	\$ 4,300	
Commission Training/Registration/Stipends - 2467	\$ 36,300	\$ 29,241	\$ 35,000	
NOD/NOE Filings - 2490	\$ 400	\$ 400	\$ 400	
Total Services & Supplies	\$ 320,080	\$ 256,737	\$ 301,374	-5.8%
Fixed Assets				
Office Equipment & Furniture - 4951	\$ -	\$ -	\$ -	
Total Fixed Assets				
Total Expenditures	\$ 672,016	\$ 613,987	\$ 692,152	
Contingency Reserve	\$ 80,000	\$ -	\$ 80,000	
OPEB Trust	\$ 10,000	\$ 10,000	\$ 10,000	
TOTAL APPROPRIATIONS	\$ 762,016	\$ 623,987	\$ 782,152	2.6%
TOTAL REVENUES				
Agency contributions - 9500 & 9800	\$ 582,016	\$ 582,016	\$ 610,152	4.8%
Application & other revenues	\$ 30,000	\$ 12,859	\$ 22,000	
Interest Earnings				
Fund Balance	\$ 150,000		\$ 150,000	



Lou Ann Texeira
Executive Officer

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Don Tatzin
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May 14, 2014 (Agenda)

May 14, 2014
 Agenda Item 9

Contra Costa Local Agency Formation Commission
 651 Pine Street, Sixth Floor
 Martinez, CA 94553

Contract Extension – Lamphier-Gregory

Dear Commissioners:

In June 2011, following a formal bid process, the Commission approved a new contract with Lamphier-Gregory to provide professional planning services to LAFCO on an as needed basis. The firm has provided planning services to Contra Costa LAFCO since 2008.

Under the contract, Nat Taylor serves as Senior Planner and Project Manager, supporting LAFCO as follows:

- Review and analysis of, and preparation of, written comments regarding various LAFCO applications
- Review and evaluation of, and preparation of, written comments regarding environmental documents prepared by other agencies
- Preparation of environmental documents for LAFCO projects
- Assistance with development of new, and review of existing, LAFCO policies and procedures
- Assistance with municipal service reviews (MSRs) and sphere of influence (SOI) updates
- Attendance at LAFCO hearings, meetings with applicants, and other meetings as needed

Through the firm’s ongoing work, they have become familiar with projects and issues relating to Contra Costa LAFCO. The firm is currently working with LAFCO staff on a number of projects including several pending reorganization proposals and development of new policies and procedures. Given the firm’s exemplary work and familiarity with Contra Costa LAFCO issues, staff recommends an extension of the current contract.

The current contract provides for amendment subject to written agreement by both parties.

RECOMMENDATION

Authorize LAFCO staff to execute a one-year contract extension with Lamphier-Gregory extending the term of the contract from June 30, 2014 to June 30, 2015. The amendment includes no increase to hourly rates and the addition of \$15,000 to the original contract amount. Adequate funds are included in the existing contract and in the FY 2014-15 LAFCO budget.

Sincerely,

Lou Ann Texeira
Executive Officer

c: Nat Taylor, Lamphier-Gregory
County Auditor-Controller

PO Number: _____

AGREEMENT AMENDMENT

Reference is made to that contract entered into on the 1st day of July 2011, by and between the Contra Costa Local Agency Formation Commission and Lamphier Gregory.

Said contract is hereby amended:

TERM will be from July 1, 2011 through **June 30, 2015**.

PAYMENT LIMIT will be increased by \$15,000

This amendment is effective July 1, 2014.

IN WITNESS THEREOF, the parties hereto have executed this amendment this 14th day of May 2014.

CONTRA COSTA LAFCO

CONTRACTOR
LAMPHER GREGORY

By: _____
LAFCO Executive Officer

By: _____

Taxpayer ID#: _____

APPROVED AS TO FORM

LAFCO Legal Counsel

I hereby certify under penalty of perjury that the Executive Officer of the Contra Costa LAFCO was duly authorized to execute this document on behalf of the Contra Costa LAFCO by a majority vote of the Commission on May 14, 2014.

Date: _____

ATTEST:

Contra Costa LAFCO Clerk



Lou Ann Texeira
Executive Officer

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May 14, 2014 (Agenda)

May 14, 2014
Agenda Item 10

Contra Costa Local Agency Formation Commission
651 Pine Street, Sixth Floor
Martinez, CA 94553

Contract Extension – R.J. Ricciardi, Inc., CPAs

Dear Commissioners:

In June 2011, following a formal bid process, the Commission approved a contract with R.J. Ricciardi, Inc., CPAs to provide professional financial auditing services to LAFCO. The firm has provided services to Contra Costa LAFCO since 2003.

R.J. Ricciardi, Inc. has extensive audit experience with government agencies, and with governmental accounting standards and compliance with GASB Statement Nos. 34, 45, 54 and 68. The firm is familiar with the LAFCO and County financial systems. Also, per the Commission’s request, the firm has implemented a rotational program whereby they rotate staff auditors assigned to the LAFCO audit.

The firm will conclude the FY 2012-13 financial audit this month. We anticipate that the completed audit will be presented to the Commission in June.

RECOMMENDATION

The current contract provides for amendment subject to written agreement by both parties. It is recommended that the Commission authorize LAFCO staff to execute a contract extension with R.J. Ricciardi, Inc. to prepare the FY 2013-14 financial audit. The cost to prepare the audit is \$7,000. Adequate funds are included in the FY 2014-15 budget.

Sincerely,

Lou Ann Texeira
Executive Officer

c: R.J. Ricciardi, R.J. Ricciardi Inc., CPAs
County Auditor-Controller



Lou Ann Teixeira
Executive Officer

MEMBERS

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May 14, 2014 (Agenda)

May 14, 2014
 Agenda Item 11

Contra Costa Local Agency Formation Commission
 651 Pine Street, Sixth Floor
 Martinez, CA 94553

Update – County Emergency Medical Services (EMS) Modernization Study

Dear Members of the Commission:

In February 2013, the County embarked on two separate studies – one covering EMS and a second covering the Contra Costa County Fire Protection District. Each study has a separate focus and scope of work supported by two distinct consultant teams of Fitch & Associates.

The fire study is now complete, and the EMS study is nearing completion. The focus of the EMS study is to evaluate how best to modernize and deliver coordinated EMS utilizing current operational capabilities and fiscal resources. An important component of the study is stakeholder interaction with various groups, including fire, ambulance, and law enforcement service providers, community hospitals, patient advocacy groups, city officials, health plan and policy leadership, and LAFCO.

The project team recently completed a series of stakeholder interviews and updates, including a briefing with the LAFCO representatives. On April 9th, a Town Hall meeting was held to receive public comment on the Draft report which was released on March 24th. The public comment period ended on May 6th. A copy of the LAFCO comment letter is attached.

The EMS report includes a number of recommendations dealing with healthcare reform, financial issues, and community health and clinical care, aimed at enhancing accountability and integration and ensuring value. Potential system savings identified in the report exceed \$3 million. Some of the report recommendations are highlighted below.

EMS REPORT RECOMMENDATIONS

- Dispatch 1st responders only when beneficial to patient
- Extend ambulance response times by 60 seconds
- Standardize performance requirements in Exclusive Operating Areas
- Eliminate QRV and STAR cars
- Establish formal collaborations for ongoing work for integrating healthcare and addressing specific issues
- Create incentives to innovate and eliminate obstacles
- Increase ambulance fees and allow treat and no transport charges
- Establish/acquire consolidated and quality medical dispatch
- Implement standardized continuous electronic patient care record delivered real time to facilities
- Invest in sophisticated information systems to facilitate data collection and analysis
- Continue to expand prevention efforts
- Focus on system approaches to care
- Match patient needs with appropriate resources

The final EMS report will be presented to the Board of Supervisors in June 2014.

RECOMMENDATION - Receive update.

Sincerely,

LOU ANN TEXEIRA
EXECUTIVE OFFICER

Attached – LAFCO Comment Letter – EMS Modernization Report



Lou Ann Teixeira
Executive Officer

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May 6, 2014

Pat Frost, RN, MS, PNP
Director Emergency Medical Services
Contra Costa Health Services
1340 Arnold Drive, Suite 126
Martinez CA 94553

Dear Pat,

Thank you for the opportunity to comment on the *EMS Modernization Project Report*, and for the opportunity to meet with members of the Fitch team on April 9th to discuss the report, as many of our questions were answered at that time.

The LAFCO subcommittee, comprised of Commissioners Blubaugh and Tatzin, and LAFCO staff offer the following specific and general comments and questions.

SPECIFIC COMMENTS/QUESTIONS

EXECUTIVE SUMMARY

1. *Financial Issues* (p. 2) - The report notes that “expenses continue to climb as the agency’s responsibilities expand and additional funding will be required...” Can you provide an example or two here of how the agency’s responsibilities are expanding?

INTRODUCTION

2. *System Overview* (p. 7) – Under the section “Eleven Fire Agencies” the following fire/EMS service providers are not listed: CALFIRE, Kensington Fire Protection District (FPD). Also, Crockett Fire is actually “Crockett-Carquinez FPD.” Finally, fire service in Contra Costa County is also provided by private fire brigades (e.g., refineries).

REGIONAL COORDINATION

3. *Communications Systems* (p. 31) - The list of agencies in Paragraph 3 does not include cities of El Cerrito, Oakley, San Ramon and the Town of Danville. Also, please note that El Sobrante is an unincorporated community.
4. *Communications Systems* (pp. 35 and 37) – There is reference to migration of the radio system to the East Bay Regional Communication System (EBRCS). What is the status of this project?

RESPONSE AND TRANSPORT

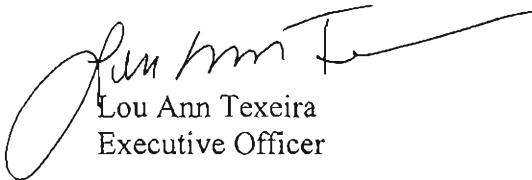
5. *Section Recommendations: Response and Transport* (pp. 57-58) – Several of the speakers at the April 9th Town Hall meeting mentioned Laura’s Law. Will you be including any mention of Laura’s Law in this section and/or other sections of the report?

GENERAL COMMENTS/QUESTIONS

6. The potential closure of Doctors Medical Center in San Pablo would have an overwhelming effect on emergency medical services throughout the county. We suggest you include additional information about this significant issue in the report.

Thank you for the opportunity to comment. We look forward to receiving a copy of the final report.

Sincerely,



Lou Ann Texeira
Executive Officer

c: Each Member, Contra Costa LAFCO



Lou Ann Texeira
 Executive Officer

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May 14, 2014 (Agenda)

May 14, 2014
 Agenda Item 12

Contra Costa Local Agency Formation Commission
 651 Pine Street, Sixth Floor
 Martinez, CA 94553

Update – James Donlon Boulevard Extension Project

Dear Members of the Commission:

Background: The James Donlon Boulevard Extension (JDBE) project has a history dating back to 1988, at which time the Pittsburg General Plan identified the need for a “Hillside Limited Access Arterial Road” (i.e., Buchanan Road Bypass). The City indicates that the proposed roadway is also identified in the Contra Costa Transit Authority (CCTA) Countywide Comprehensive Transportation Plan, the Metropolitan Transportation Commission (MTC) Transportation Plan 2035, the East County Action Plan for Routes of Regional Significance, the State Route 4 Major Investment Study, and the East Contra Costa County Habitat Conservation Plan/Natural Community Conservation Plan (HCP/NCCP).

In 1993, the Pittsburg City Council certified a program-level Environmental Impact Report (EIR) approving the Buchanan Road Bypass project. The Buchanan Road Bypass project analyzed in the 1993 EIR was not constructed in a timely manner.

In 2006, the City of Pittsburg took action to initiate a project-level EIR and engineering studies for the roadway extension project; and in 2011, the City allocated funding for the EIR and related studies. In February 2012, the City issued a Notice of Preparation of the JDBE project EIR, and in April 2013, the Draft EIR was released.

On April 7, 2014, the Pittsburg City Council was asked to certify the JDBE project EIR. As described in the EIR, the proposed project is a 1.71-mile extension of JDB from the western edge of the Sky Ranch subdivision to Kirker Pass Road. The area is currently in the unincorporated County, and within the City of Pittsburg’s Planning Area and Sphere of Influence (SOI).

LAFCO’s Involvement: The City’s EIR indicates that the proposed project will require annexation of two properties and the Kirker Pass Road right-of-way from Nortonville Road north to the City limit line. Consequently, LAFCO, as a Responsible Agency under the California Environmental Quality Act (CEQA), will need to rely on the City’s EIR in conjunction with any future annexation.

Since 2006, LAFCO staff has coordinated with City staff on this project. In response to the various CEQA notices, LAFCO staff has submitted several comment letters to the City noting a number of concerns with the proposed project, the most significant of which deals with the loss of agricultural lands.

The proposed road extension will bisect the Thomas Ranch which is currently used for cattle ranch operations. The City estimates that approximately 70 acres of the overall 475-acre area will be developed with the proposed roadway.

The proposed project and area proposed for annexation is located on land that is considered “prime agricultural land” pursuant to the Cortese-Knox-Hertzberg Act (CKH Act). The County’s General Plan designation for the project area is AL (Agricultural Land) and the zoning is A-4 (Agricultural Preserve). Portions of the project area, including the parcels proposed for annexation, are currently under an active Williamson Act contract. Other portions of the project site are under a Williamson Act contract which is in “non-renewal” status and will expire in 2016. In conjunction with the JDBE project, the City proposes to amend its General Plan land use designations on two of the parcels from Open Space and Hillside Low Density development to “Open Space.”

Prior to the April 7, 2014 City Council, meeting, LAFCO staff requested that the City Council continue to a later date its hearing on the JDBE project EIR to allow additional time for review and for LAFCO to perform its due diligence. A number of other agencies also submitted requests for a deferral. In response, the City continued the matter to May 19, 2014.

On April 15, City of Pittsburg and LAFCO staff met to further discuss the JDBE project and LAFCO’s concerns with the loss of agricultural land, given this is one of LAFCO’s principal objectives.

Pursuant to the CKH Act, LAFCO is charged with the following:

- Guiding development away from agricultural lands where possible and encouraging efficient development of existing vacant lands and infill properties within an agency’s boundaries prior to conversion of additional agricultural lands.
- Fully considering the impacts a proposal will have on existing agricultural lands.
- Minimizing the conversion of agricultural land to other uses.
- Promoting preservation of agricultural lands for continued agricultural uses while balancing the need for planned, orderly development and the efficient provision of services.

While the City’s EIR acknowledges that the JDBE project would represent an adverse impact on agricultural resources, it concludes that the impact is less than significant and therefore no mitigation is required. LAFCO staff disagrees.

From LAFCO staff’s perspective, the JDBE project would have a significant impact on agricultural resources as it would 1) convert 15% of the cattle ranch to non-agricultural uses, 2) encumber the agricultural activities as a result of bifurcating the property, and 3) jeopardize the future of agricultural uses on the remaining 400 acres as the zoning designations are merely legislative impositions and are not permanent.

Potential Remedies: At the City's suggestion, LAFCO staff developed the following proposed mitigation measures to address the loss of agricultural lands in conjunction with the proposed JD BE project:

1. The City could make a grant to a non-profit land conservation or agricultural land conservation organization (e.g., Nature Conservancy, Brentwood Area Land Trust, etc.) that is experienced in the business of acquiring and administering conservation easements on agricultural land.
2. The City could preserve agricultural land through the purchase of an off-site conservation easement.
3. Any other direct or indirect measure to mitigate the loss of agricultural land.

LAFCO staff will send a letter to the City by May 19th with the suggested mitigation measures.

RECOMMENDATION - Receive update.

Sincerely,

LOU ANN TEXEIRA
EXECUTIVE OFFICER



May 14, 2014
Agenda Item 13

AGENDA

RETIREMENT BOARD MEETING

****AMENDED****

SECOND MONTHLY MEETING

April 23, 2014
9:00 a.m.

Retirement Board Conference Room
The Willows Office Park
1355 Willow Way, Suite 221
Concord, California

THE RETIREMENT BOARD MAY DISCUSS AND TAKE ACTION ON THE FOLLOWING:

1. Pledge of Allegiance.
2. Accept comments from the public.
3. Approve minutes from the February 26, March 20 and 26, 2014 meetings.
4. Presentation of Actuarial Audit Report by Milliman.
5. Consider and take possible action on ad-hoc investment consultant search committee's recommendation to retain Cortex to assist in the search.
6. Consider and take possible action on Segal Consulting's recommendation of the investment return assumption to use for financial reporting purposes.
7. Consider authorizing the attendance of Board and/or staff:
 - a. Emerging Markets Forum, Institutional Investor, May 7 – 8, 2014, New York, NY (note conflict with Board meeting).
 - b. Governmental Accounting and Auditing Conference, CalCPA, May 13, 2014, Sacramento, CA.
 - c. Client Conference, Adams Street Partners, June 4 – 5, 2014, Chicago, IL.
 - d. Advanced Trustee Institute, IFEBP, June 23 – 25, 2014, Las Vegas, NV (note conflict with Board meeting).
 - e. International Investing and Emerging Markets, IFEBP, July 28 – July 30, 2014, San Francisco, CA.
8. Miscellaneous
 - a. Staff Report
 - b. Outside Professionals' Report
 - c. Trustees' comments

The Retirement Board will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Retirement Office at least 24 hours before a meeting.



AGENDA

RETIREMENT BOARD MEETING

****AMENDED****

FIRST MONTHLY MEETING
May 7, 2014
9:00 a.m.

Retirement Board Conference Room
The Willows Office Park
1355 Willow Way, Suite 221
Concord, California

THE RETIREMENT BOARD MAY DISCUSS AND TAKE ACTION ON THE FOLLOWING:

1. Pledge of Allegiance.
2. Accept comments from the public.
3. Routine items for May 7, 2014.
 - a. Approve certifications of membership.
 - b. Approve service and disability allowances.
 - c. Accept disability applications and authorize subpoenas as required.
 - d. Approve death benefits.
 - e. Accept Asset Allocation Report

CLOSED SESSION

4. The Board will go into closed session under Gov. Code Section 54957 to consider recommendations from the Medical Advisor and/or staff regarding the following disability retirement applications:

	<u>Member</u>	<u>Type Sought</u>	<u>Recommendation</u>
a.	Denise Burtis	Service Connected	Service Connected
b.	Roberta Haynes	Service Connected	Service Connected

5. The Board will continue in closed session to consider the Hearing Officer/Staff recommendation regarding the disability application for Angela Aquino.
6. The Board will continue in closed session pursuant to Govt. Code Section 54956.9(a) to confer with legal counsel regarding existing litigation:
 - a. *Contra Costa County Deputy Sheriffs Association, et al., v. CCCERA, et al.*, Contra Costa County Superior Court, Case No. N12-1870.

The Retirement Board will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Retirement Office at least 24 hours before a meeting.

7. The Board will continue in closed session to confer with legal counsel regarding anticipated litigation pursuant to Govt. Code Section 54956.9(b): three potential cases.
- 7a. The Board will continue in closed session pursuant to Govt. Code Section 54957 – public employee appointment. Title: Retirement Chief Executive Officer.
- 7b. The Board will continue in closed session under Govt. Code Section 54956.9(a) to confer with legal counsel regarding pending litigation in which the Court retained jurisdiction to enforce settlement terms.

Case: *Board of Retirement of CCCERA v. County of Contra Costa*, Case No. RG-11608520, Alameda County Superior Court

OPEN SESSION

8. Consider and take possible action to adopt resolution regarding the exclusion of physicians' call-back pay from compensation for retirement purposes.
9. Consider and take possible action regarding non-service connected disability retirement allowance of deceased member Ronald Galloway.
10. Consider and take possible action to adopt a public statement of Board intent to review past incidents of unusual compensation increases at end of employment.
11. Receive report regarding potential compensation enhancement for a retiring member (on call pay).
12. Receive report regarding potential compensation enhancement for a retiring member (holiday pay and shift differential).
13. Review of Budget vs. Actual for 2013.
14. Consider and take possible action on SACRS Board of Directors Elections.
15. Consider and take possible action regarding the Board's previous request to the County to maintain CCCERA staff wages and benefits at status quo.
16. Consider authorizing the attendance of Board and/or staff:
 - a. Economic Summit, Emerald, May 28, 2014, Lancaster, PA.
 - b. Annual Partners Meeting, DLJ, May 29, 2014, New York City, NY.
 - c. Annual Meeting, Paladin, June 4, 2014, Washington, D.C.
 - d. Trustees' Roundtable, CALAPRS, June 13, 2014, Burlingame, CA
17. Miscellaneous
 - a. Staff Report
 - b. Outside Professionals' Report
 - c. Trustees' comments

The Retirement Board will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Retirement Office at least 24 hours before a meeting.

M E M O R A N D U M

CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION

651 Pine Street, Sixth Floor ♦ Martinez CA 94553 ♦ (925) 335-1094 ♦ Fax (925) 335-1031

May 14, 2014

TO: Each Member of the Commission

May 14, 2014
Agenda Item 15a

FROM: Contra Costa LAFCO Staff

SUBJECT: Highlights of 2014 Annual CALAFCO Staff Workshop

LAFCO staff attended the 2014 Annual CALAFCO Staff Workshop in Berkeley (April 23-25) hosted by Alameda LAFCO and the Bay Area LAFCOs. The workshop was well attended by approximately 128 participants representing 50 of the 58 LAFCOs.

The workshop theme was *Building Bridges to the Future: Collaboration & Cooperation*, and provided various practical and hands-on courses, as well as roundtable and professional development sessions. Contra Costa LAFCO staff participated on the Workshop Planning Committee. Staff attended various general (G) and breakout (B) sessions including the following:

- Collaborating with and Influencing Others (G)
- Walking with Dinosaurs - LAFCO and Boundary Law Preceding CKH (B)
- Creating a Clerks Manual (B)
- Staff Roundtable (G)
- What's in Your Staff Report? (B)
- The West Without Water: What Past Floods, Drought & Other Climate Clues Tell us About Tomorrow (G)
- MSR's for a Brave New World (B)
- Why Does the County Care About LAFCo? (B)
- Why Does the State Board of Equalization Care About LAFCo? (B)
- Is It Getting Hot in Here? Managing a Meeting, Integrity and Political Pressure (B)
- Minutes – How Much is Enough? (B)
- The LAFCo File - Paper Trail or Administrative Record? (B)
- Collaboration and Insights into Common Legislative Issues - Panel Discussion with Legislative Staff from CSAC, CSDA and the League (G)
- CALAFCO Business and Debrief/Evaluation

The workshop included the Annual Beer & Wine Competition/Reception. A Contra Costa wine (Hannah Nicole – 2012 Sauvignon Blanc) took First Place in the white wine category.

The staff workshop provided hands-on training focusing on day-to-day LAFCO operations and timely issues of significance. The workshop provided a valuable opportunity to network with other LAFCO professionals. CALAFCO has posted workshop handouts on the CALAFCO website at www.calafco.org.

LAFCO staff thanks the Commission for the opportunity to attend.

cc: Sharon Anderson, LAFCO Legal Counsel
Nat Taylor, LAFCO Planner
Kate Sibley, LAFCO Clerk

2013-2014
Board of Directors

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Yuba LAFCo

Vice Chair
JOHN LEOPOLD
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STEPHEN TOMANELLI
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Treasurer
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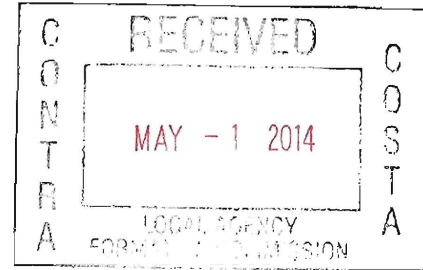
SAMUEL MARTINEZ
Deputy Executive Officer

DAVID CHURCH
Deputy Executive Officer

JENI TICKLER
Executive Assistant

30 April, 2014

Contra Costa LAFCo
651 Pine Street, 6th Floor
Martinez, CA 94553



Dear Contra Costa LAFCo Commission,

On behalf of the California Association of Local Agency Formation Commissions (CALAFCO), I would like to thank your commission for allowing your staff the opportunity to attend the CALAFCO 2014 annual staff workshop, held in Berkeley on April 23rd through 25th.

We know how lean budgets and resources are, and understand that prioritizing expenditures can be difficult. Ensuring your staff has access to ongoing professional development and specialized educational opportunities, allows them the opportunity to better serve your commission and fulfill the mission of LAFCo. The sharing of information and resources among the LAFCo staff statewide serves to strengthen their network and creates opportunities for rich and value-added learning that is applied within each LAFCo.

Thank you again for your staff's participation in the CALAFCO 2014 staff workshop. We truly appreciate your membership and value your involvement in CALAFCO.

Yours sincerely,



Pamela Miller
Executive Director

CALAFCO Daily Legislative Report as of Wednesday, May 07, 2014

1

[AB 453](#) ([Mullin D](#)) **Sustainable communities.**

Current Text: Amended: 7/3/2013 [pdf](#) [html](#)

Introduced: 2/19/2013

Last Amended: 7/3/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR.

SUSPENSE FILE on 8/12/2013)

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

The Strategic Growth Council is required to manage and award grants and loans to a council of governments, metropolitan planning organization, regional transportation planning agency, city, county, or joint powers authority for the purpose of developing, adopting, and implementing a regional plan or other planning instrument to support the planning and development of sustainable communities. This bill would make a local agency formation commission eligible for the award of financial assistance for those planning purposes.

Attachments:

[CALAFCO Support Letter_03_12_13](#)

Position: Watch

Subject: Sustainable Community Plans

CALAFCO Comments: This would allow LAFcos to apply directly for grants that support the preparation of sustainable community strategies and other planning efforts. CALAFCO has removed its support of the bill given the nature of the amendment and the potential impact to LAFcos.

[AB 678](#) ([Gordon D](#)) **Health care districts: community health needs assessment.**

Current Text: Amended: 4/15/2013 [pdf](#) [html](#)

Introduced: 2/21/2013

Last Amended: 4/15/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR.

SUSPENSE FILE on 8/13/2013)

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would require that the health care district conduct an assessment, every 5 years, of the community's health needs and provide opportunities for public input. Commencing January 1, 2019, the bill would require the annual reports to address the progress made in meeting the community's health needs in the context of the assessment. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of support April 17, 2014](#)

Position: Support

Subject: LAFco Administration, Service Reviews/Spheres

CALAFCO Comments: This bill requires Health Care Districts that do not operate their own hospital facilities to create every 5 years, an assessment of the community health needs with public input. The bill requires LAFcos to include in a Municipal Service Review (MSR) the Health Care District's 5-year assessment.

[AB 1521](#) ([Fox D](#)) **Local government finance: property tax revenue allocations: vehicle license fee adjustments.**

Current Text: Introduced: 1/16/2014 [pdf](#) [html](#)

Introduced: 1/16/2014

Status: 5/1/2014-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (April 30). Re-referred to Com. on APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Beginning with the 2004-05 fiscal year, current law requires that each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount, as defined, from a vehicle license fee property tax compensation fund that exists in each county treasury. Current law requires that these additional allocations be funded from ad valorem property tax revenues otherwise required to be allocated to educational entities. This bill would modify these reduction and transfer provisions, for the 2014-15 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation.

Attachments:

[CALAFCO Support AB 1521 February 2014](#)

Position: Support

Subject: Financial Viability of Agencies, Tax Allocation

[AB 1527](#) ([Perea D](#)) **Public water systems: drinking water.**

Current Text: Amended: 4/9/2014 [pdf](#) [html](#)

Introduced: 1/17/2014

Last Amended: 4/9/2014

Status: 4/30/2014-From committee: Do pass and re-refer to Com. on APPR. (Ayes 5. Noes 2.) (April 29). Re-referred to Com. on APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would require the State Department of Public Health, in administering programs to fund improvements and expansions of small community water systems and other water systems, as specified, to promote service delivery alternatives that improve efficiency and affordability of infrastructure and service delivery, as specified. This bill contains other related provisions and other existing laws.

Position: Oppose unless amended

Subject: Disadvantaged Communities, Municipal Services, Service Reviews/Spheres, Sustainable Community Plans

CALAFCO Comments: As amended, this bill attempts to relieve the liability assumed by certain water agencies when consolidating with another water agency. In its current format, the consolidation process is noted as being done by the DPH and no mention of the LAFCo process and appears to be inclusive of all water systems, public, mutual and private. Furthermore the bill seems to give permission to only the "assuming" system/agency to be agreeable to the consolidation.

[AB 1729](#) ([Logue R](#)) **Local government: agricultural land: subvention payments.**

Current Text: Amended: 3/20/2014 [pdf](#) [html](#)

Introduced: 2/14/2014

Last Amended: 3/20/2014

Status: 3/24/2014-Re-referred to Com. on APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would appropriate \$40,000,000 to the Controller from the General Fund for the 2014-15 fiscal year to make subvention payments to counties to reimburse counties for property tax revenues not received as a result of these contracts. The bill would make legislative findings and declarations related to the preservation of agricultural land.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Support

Subject: Ag Preservation - Williamson

CALAFCO Comments: As amended, the bill will appropriate \$40 million from the General Fund in fiscal year 2014/2015 for subvention payments to counties for Williamson Act contracts.

[AB 1961](#) ([Eggman D](#)) **Land use: planning: sustainable farmland strategy.**

Current Text: Amended: 4/22/2014 [pdf](#) [html](#)

Introduced: 2/19/2014

Last Amended: 4/22/2014

Status: 4/30/2014-In committee: Set, first hearing. Referred to APPR. suspense file.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would require each county to develop, on or before January 2, 2018, a sustainable farmland strategy. The bill would require the sustainable farmland strategy to include, among other things, a map and inventory of all agriculturally zoned land within the county, a description of the goals, strategies, and related policies and ordinances, to retain agriculturally zoned land where practical and mitigate the loss of agriculturally zoned land to nonagricultural uses or zones, and a page on the county's Internet Web site with the relevant documentation for the goals, strategies, and related policies and ordinances, as specified.

Position: Watch

Subject: Ag/Open Space Protection, CKH General Procedures, LAFCo Administration

CALAFCO Comments: As amended, the bill requires counties with 4% or more of its land zoned as agricultural to create a sustainable farmland strategy (sfs) effective January 1, 2018, in consultation with cities and LAFCo, and to update the sfs as necessary. The bill also requires OPR to create best practices that support ag land retention and mitigation. The bill creates an unfunded mandate for counties.

AB 2156 (Achadjian R) Local agency formation commissions: studies.

Current Text: Amended: 3/24/2014 [pdf](#) [html](#)

Introduced: 2/20/2014

Last Amended: 3/24/2014

Status: 4/22/2014-Referred to Com. on GOV. & F.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar:

5/14/2014 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, WOLK, Chair

Summary:

Would include joint powers agencies and joint powers authorities among the entities from which a local agency formation commission is authorized to request land use information, studies, and plans, for purposes of conducting the studies described above, and also would include joint powers agreements in the list of items the commission may request in conducting those studies. The bill would specifically define "joint powers agency" and "joint powers authority" for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Support

Subject: CKH General Procedures, LAFCo Administration, Municipal Services, Service Reviews/Spheres

CALAFCO Comments: As amended, the bill will specifically define "joint powers agency" and "joint powers authority" for purposes of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (C-K-H), and include joint powers agencies and joint powers authorities (JPAs) among the entities from which a local agency formation commission (LAFCo) is authorized to request information in order to conduct required studies.

AB 2762 (Committee on Local Government) Local government.

Current Text: Amended: 5/6/2014 [pdf](#) [html](#)

Introduced: 3/24/2014

Last Amended: 5/6/2014

Status: 5/6/2014-From committee chair, with author's amendments: Amend, and re-refer to Com. on APPR. Read second time and amended.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 does not apply to pending proceedings for a change or organization or reorganization for which the application was accepted for filing prior to January 1, 2001, as specified. The act authorizes these pending

proceedings to be continued and completed under, and in accordance with, the law under which the proceedings were commenced. This bill would repeal those provisions relating to pending proceedings for a change or organization or reorganization for which an application was accepted for filing prior to January 1, 2001, and make other conforming changes.

Attachments:

[CALAFCO Letter of Support March 2014](#)

Position: Sponsor

Subject: CKH General Procedures

SB 56 (Roth D) Local government finance: property tax revenue allocation: vehicle license fee adjustments.

Current Text: Amended: 6/11/2013 [pdf](#) [html](#)

Introduced: 1/7/2013

Last Amended: 6/11/2013

Status: 2/3/2014-Returned to Secretary of Senate pursuant to Joint Rule 56.

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Beginning with the 2004-05 fiscal year and for each fiscal year thereafter, existing law requires that each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount, as defined, from a Vehicle License Fee Property Tax Compensation Fund that exists in each county treasury. Current law requires that these additional allocations be funded from ad valorem property tax revenues otherwise required to be allocated to educational entities. This bill would modify these reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter of support April 10, 2013](#)

Position: Support

Subject: Financial Viability of Agencies, Tax Allocation

CALAFCO Comments: This bill reinstates revenues through ERAF (backfilled by the state general Fund) for cities incorporating after 2005 and annexations of inhabited territories.

SB 69 (Roth D) Local government finance: property tax revenue allocation: vehicle license fee adjustments.

Current Text: Amended: 5/6/2014 [pdf](#) [html](#)

Introduced: 1/10/2013

Last Amended: 5/6/2014

Status: 5/6/2014-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Current property tax law requires the county auditor, in each fiscal year, to allocate property tax revenue to local jurisdictions in accordance with specified formulas and procedures, and generally provides that each jurisdiction shall be allocated an amount equal to the total of the amount of revenue allocated to that jurisdiction in the prior fiscal year, subject to certain modifications, and that jurisdiction's portion of the annual tax increment, as defined. This bill would modify these reduction and transfer provisions for a city incorporating after January 1, 2004, for the 2014-15 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation.

Attachments:

[CALAFCO Support SB 69 Feb 2014](#)

Position: Support

Subject: Tax Allocation

[AB 543](#) ([Campos D](#)) California Environmental Quality Act: translation.

Current Text: Amended: 5/24/2013 [pdf](#) [html](#)

Introduced: 2/20/2013

Last Amended: 5/24/2013

Status: 7/12/2013-Failed Deadline pursuant to Rule 61(a)(10)(SEN). (Last location was E.Q. on 6/13/2013)

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would require a lead agency to translate, as specified, certain notices required by the California Environmental Quality Act and a summary of any negative declaration, mitigated negative declaration, or environmental impact report when a group of non-English-speaking people, as defined, comprises at least 25% of the population within the lead agency's jurisdiction and the project is proposed to be located at or near an area where the group of non-English-speaking people comprises at least 25% of the residents of that area. By requiring a lead agency to translate these notices and documents, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

CALAFCO Comments: As amended, requires a lead agency to translate certain notices, summary of a negative declaration, mitigated negative declaration, or environmental impact report when the impacted community has 25% or more non-English speaking people affected by the project. The requirement is to translate these notices and summaries in the native language of those impacted. This is an unfunded mandate. While LAFCo is not typically the lead agency, there may be an occasion when they are, and this could have significant resource implications.

[AB 642](#) ([Rendon D](#)) Publication: newspaper of general circulation: Internet Web site.

Current Text: Introduced: 2/20/2013 [pdf](#) [html](#)

Introduced: 2/20/2013

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was JUD. on 3/11/2013)

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Current law requires that various types of notices are provided in a newspaper of general circulation. Current law requires a newspaper of general circulation to meet certain criteria, including, among others, that it be published and have a substantial distribution to paid subscribers in the city, district, or judicial district in which it is seeking adjudication. This bill would provide that a newspaper that is available on an Internet Web site may also qualify as a newspaper of general circulation, provided that newspaper meets certain criteria.

Position: Watch

Subject: LAFCo Administration

CALAFCO Comments: Allows for posting of agendas and meeting material on newspaper websites.

[AB 677](#) ([Fox D](#)) Local government finance: property tax revenue allocation: vehicle license fee adjustments.

Current Text: Amended: 1/6/2014 [pdf](#) [html](#)

Introduced: 2/21/2013

Last Amended: 1/6/2014

Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was L. GOV. on 1/7/2014)

Desk	Dead	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would modify specified reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation. This bill would also modify these reduction and transfer provisions, for the 2013-14 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount for certain cities incorporating after a specified date, as provided. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: Financial Viability of Agencies, Tax Allocation

AB 1593 (Dahle R) Public cemetery districts: Auburn Public Cemetery District.

Current Text: Introduced: 2/3/2014 [pdf](#) [html](#)

Introduced: 2/3/2014

Status: 3/17/2014-In committee: Set, first hearing. Hearing canceled at the request of author.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would authorize the Auburn Public Cemetery District in Placer County to use their cemeteries for up to a total of 400 interments each, not to exceed 40 interments each per calendar year, to inter nonresidents and nonproperty taxpayers, if specified conditions are met. This bill contains other related provisions.

Position: Watch

Subject: Other

AB 2455 (Williams D) The Santa Rita Hills Community Services District.

Current Text: Amended: 4/10/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Last Amended: 4/10/2014

Status: 5/1/2014-In Senate. Read first time. To Com. on RLS. for assignment.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

The Community Services District Law specifies the procedures for district formation, procedures for the selection of district governing board members, the powers and duties of the board, and the procedures for changing those powers and duties. Current law requires the board of directors of each district to consist of 5 members. This bill would authorize, until January 1, 2035, the board of directors of the Santa Rita Hills Community Services District to consist of 3 members, as specified. This bill contains other related provisions.

Position: Watch

Subject: Special District Principle Acts

CALAFCO Comments: This bill as amended reduces the size of the governing Board of this district from five to three members.

AB 2480 (Yamada D) Local government finance: cities: annexations.

Current Text: Amended: 3/28/2014 [pdf](#) [html](#)

Introduced: 2/21/2014

Last Amended: 3/28/2014

Status: 4/23/2014-In committee: Set, first hearing. Hearing canceled at the request of author.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would, beginning on January 10, 2015, and on the 10th of each month thereafter, require the Controller to pay to each city that incorporated before August 5, 2004, an amount equal to an amount determined by a specified formula. This bill would continuously appropriate to the Controller an amount sufficient to make those payments from the General Fund.

Position: Watch

Subject: Financial Viability of Agencies, Tax Allocation

SB 633 (Pavley D) CEQA.

Current Text: Amended: 8/6/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 8/6/2013

Status: 8/30/2013-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. on 8/6/2013)

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would, for purposes of the new information exception to the prohibition on requiring a subsequent or supplemental EIR, specify that the exception applies if new information that becomes available was not known and could not have been known by the lead agency or any responsible agency at the time the EIR was certified as complete. The bill would authorize the office, by July 1, 2015, to draft and transmit to the secretary revisions to the guidelines to include as a categorical exemption projects involving minor temporary uses of land and public gatherings that have been determined not to have a significant effect on the environment. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

SB 731 (Steinberg D) Environment: California Environmental Quality Act.

Current Text: Amended: 9/9/2013 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 9/9/2013

Status: 9/13/2013-Failed Deadline pursuant to Rule 61(a)(14). (Last location was L. GOV. on 9/11/2013)

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would provide that aesthetic and parking impacts of a residential, mixed-use residential, or employment center project, as defined, on an infill site, as defined, within a transit priority area, as defined, shall not be considered significant impacts on the environment. The bill would require the Office of Planning and Research to prepare and submit to the Secretary of the Natural Resources Agency, and the secretary to certify and adopt, revisions to the guidelines for the implementation of CEQA establishing thresholds of significance for noise and transportation impacts of projects within transit priority areas. This bill contains other related provisions and other existing laws.

Position: Watch

Subject: CEQA

SB 772 (Roth D) Drinking water: County Water Company of Riverside water system: liability.

Current Text: Amended: 1/6/2014 [pdf](#) [html](#)

Introduced: 2/22/2013

Last Amended: 1/6/2014

Status: 2/3/2014-Returned to Secretary of Senate pursuant to Joint Rule 56.

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Would exempt the Elsinore Valley Municipal Water District and the Eastern Municipal Water District from liability for claims by past or existing County Water Company of Riverside customers or those consuming water provided through the County Water Company of Riverside water system concerning the operation and supply of water from the County Water Company of Riverside water system during the interim operation period, as specified, for any good faith, reasonable effort using ordinary care to assume possession of, and to operate and supply water to , the County Water Company of Riverside water system. This bill contains other related provisions and other existing laws.

Attachments:

[CALAFCO Letter Removing Opposition September 9, 2013](#)

[CALAFCO Letter of Opposition April 10, 2013](#)

Position: Watch

Subject: Water

CALAFCO Comments: As amended, this bill would exempt the Elsinore Valley Municipal Water District and the Eastern Municipal Water District from liability for injuries or damages arising out of the delivery of water to County Water Company of Riverside customers, as specified. As amended this bill no longer references Local Agency Formation Commissions (LAFCo) to take on the responsibility of monitoring private water companies. As a result of removing any and all references to LAFCo, CALAFCO has removed its opposition to the bill and now has a Watch position.

[SB 1122](#) (Pavley D) Sustainable communities: Strategic Growth Council.

Current Text: Amended: 5/5/2014 [pdf](#) [html](#)

Introduced: 2/19/2014

Last Amended: 5/5/2014

Status: 5/5/2014-Read second time and amended. Re-referred to Com. on APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Current law authorizes moneys from the Greenhouse Gas Reduction Fund to be allocated for the purpose of reducing greenhouse gas emissions in this state through specified investments, including funding to reduce greenhouse gas emissions through strategic planning and development of sustainable infrastructure projects. This bill would additionally authorize the council to manage and award financial assistance for the purpose of supporting the implementation of sustainable communities strategies or alternative planning strategies, to be funded from moneys from the Greenhouse Gas Reduction Fund, upon appropriation by the Legislature. The bill would require the council to adopt guidelines for the use of the funds by recipients.

Position: Watch

Subject: Sustainable Community Plans

Total Measures: 20

Total Tracking Forms: 20

5/7/2014 10:04:13 AM

**CONTRA COSTA LOCAL AGENCY FORMATION COMMISSION
PENDING PROPOSALS – MAY 14, 2014**

May 14, 2014
Agenda Item 15b

LAFCO APPLICATION	RECEIVED	STATUS
West County Wastewater District Annexation Nos. 310 and 312: proposed annexation of 3.33± acres located at 39 Kirkpatrick Drive and 5527 Sobrante Avenue in El Sobrante	11/7/08	Incomplete; awaiting info from District
UCB Russell Research Station (RRS): proposed SOI amendment to East Bay Municipal Utility District (EBMUD) of 313± acres located on Happy Valley Road, southeast of Bear Creek Rd, and north of the Lafayette city limits (with concurrent annexation application)	11/25/08	Incomplete; awaiting info from applicant
UCB RRS: proposed annexation of 313± acres to EBMUD	11/25/08	Incomplete
Laurel Place/Pleasant View Annexation to City of Concord: proposed annexation of 5.86± acres located on Laurel Dr and Pleasant View Ln	5/8/09	Pending property tax exchange agreement
Highlands Ranch Phase II SOI Amendment: proposed SOI amendments to the cities of Antioch (reduction) and Pittsburg (expansion) of 194± acres located east of Pittsburg city limits, within Antioch Somersville Road Corridor Planning Area	10/23/09	Incomplete; awaiting info from applicant
Discovery Bay Community Services District (DBCSD) SOI Amendment (Newport Pointe): proposed SOI expansion of 20± acres bounded by Bixler Road, Newport Drive and Newport Cove (with corresponding annexation application)	7/28/10	Incomplete; awaiting info from applicant
DBCSD Annexation (Newport Pointe): proposed annexation of 20± acres to supply water/sewer services to a 67-unit single family residential development	7/28/10	Incomplete; awaiting info from applicant
Bayo Vista Housing Authority Annexation to RSD – proposed annexation of 33± acres located south of San Pablo Avenue at the northeastern edge of the District's boundary	2/20/13	Pending
City of Martinez Out of Agency Service Request - – request to extend water services to a 0.82± acre parcel located at 172 Gordon Way in Alhambra Valley	5/31/13	Pending

Drought plan doesn't change water allocation to California farms, cities

By Karina Ioffe and Denis Cuff Bay Area News Group San Jose Mercury News
Posted:

May 14, 2014
Agenda Item 15c

Thursday, April 10, 2014
ContraCostaTimes.com

Bay Area News Group

State and federal agencies on Wednesday officially unveiled a joint plan detailing how they will tackle the ongoing drought that has raised difficult questions about how California farmers, residents and wildlife share the dwindling supply of water.

The plan, which various agencies have been hammering out since December, does not call for changes in agreed-upon reduced water allocations to farms and municipalities and does not address the contested emergency drought barriers meant to keep brackish bay water from contaminating drinking supplies.

Two-thirds of California is in extreme drought, prompting Gov. Jerry Brown in January to issue a proclamation urging residents and businesses to voluntarily reduce water usage.

On Wednesday, officials hailed the newly named the 2014 Drought Operations Plan as an important milestone that creates a single response plan for managing the drought during the next seven months.

"We've been working together to eke out regulatory flexibility as quickly as possible and adapt quickly to weather and environmental conditions to bolster water supplies to the extent possible ... even as we know that many users and wildlife will suffer hardship this year," said Mark Cowin, director of the California Department of Water Resources.

The State Water Project will continue to withhold water from agricultural water service contractors, a first in more than 50 years since it was created. Most people who get their water from the Central Valley Water project will also not get their allocations.

Federal wildlife refuges and senior water rights holders along the Sacramento and San Joaquin rivers will continue to receive 40 percent of their contract totals and water rights holders along the Feather River will get 50 percent of water promised them, the least amount permissible under the terms of their contract with the state.

Meanwhile, late season storms have made it less likely the state will erect rock barriers across three Delta waterways to repel salinity intrusion that could degrade drinking water supplies for 25 million Californians, according to Cowin.

The state has considered the \$25 million in dams an emergency measure to prevent having to make large releases of reservoir water to repulse seawater intruding deep into the Delta because of low river flows.

While the state hasn't abandoned the barrier plan, Cowin said, "It would appear to be less of a likelihood than we would have thought a couple months ago."

State officials expect to finalize water allocations later this month.

Karina Ioffe at kioffee@bayareanewsgroup.com. Follow her at [Twitter.com/kioffee](https://twitter.com/kioffee). Contact Denis Cuff at dcuff@bayareanewsgroup.com. Follow him at [Twitter.com/deniscuff](https://twitter.com/deniscuff)

Modesto Bee

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MRFA chief who was on the hot seat takes job with Stanislaus Consolidated

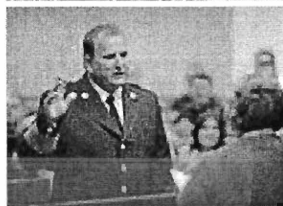
By Ken Carlson

kcarlson@modbee.com **April 10, 2014** Updated 15 hours ago

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Despite being retained by the Modesto Regional Fire Authority, Randall Bradley has become chief of the Stanislaus Consolidated Fire Protection District. ELIAS FUNEZ — Modesto Bee |Buy Photo



Just two months after his bosses at the Modesto Regional Fire Authority voted to retain him, Randall Bradley

accepted a job Thursday as chief of the Stanislaus Consolidated Fire Protection District.

At its meeting Thursday evening, the Stanislaus Consolidated board voted 4-0 to give the top job to Bradley, who ran into a rough patch after starting work as MRFA's chief in July. He will start for his new employer Thursday under a one-year contract paying him \$157,000 annually. MRFA was paying him the same amount.

It became evident in January that Bradley's job with MRFA was in jeopardy. The regional authority's board met four times in closed session from November to early February to discuss Bradley's performance, and his supporters in the Modesto City Firefighters Association said board members had asked Bradley to resign.

MRFA's three-member board voted 3-0 at a Feb. 5 special meeting to retain Bradley. But with everything that happened during that period, Bradley decided to talk with Stanislaus Consolidated, he said Thursday.

With a \$9 million annual budget and 54 full-time employees, Stanislaus Consolidated is a smaller agency compared with MRFA, which has a \$31.9 million budget and 160 employees. The district serves Riverbank, Empire, Waterford and the Beard Industrial District near Modesto, but Bradley also will have management duties over the Oakdale fire district and that city's fire department under a contract.

"It's just a better fit," Bradley said. "It's nobody's fault. My firefighters were absolutely incredible in the way they supported me. The hard part is leaving a great group of guys."

Bradley said earlier that he had been offered the position and had negotiated terms of an employment contract before Thursday's closed session, which was held to get board approval for the agreement.

Bradley said he had spoken with the city of Modesto's personnel manager to let the city know what was coming. "I have been working hard to make sure the transition is smooth. I don't think they will have a problem with the short notice," Bradley said.

The news didn't seem to sit well with the Modesto and Stanislaus County representatives on the MRFA board.

"I am shocked," Modesto Councilman Dave Lopez said. "We went through this whole evaluation. We felt like we worked hard and that firefighters wanted him as their fire chief. They worked hard to keep him on board and now he's leaving. I am a little disappointed."

County Supervisor Bill O'Brien said he had heard rumors in the past two weeks that Bradley was talking with the district. O'Brien said things had gone smoothly with Bradley after the February vote to retain him. "MRFA is more than one person and we have a lot of great people there," O'Brien said. "We will move forward."

Bradley said several people contacted him about the Stanislaus Consolidated job in January when his future with MRFA was unclear. He attended Thursday's meeting in Riverbank with his wife, Dana; Stanislaus Consolidated firefighters who were there applauded their new chief.

Stanislaus Consolidated has been without a permanent chief since Steve Mayotte was placed on paid administrative leave more than a year ago. Mayotte retired in December and has filed a lawsuit challenging the disciplinary action. Lawsuits brought by current and former employees accused Mayotte of sexual harassment, sexual favoritism and age discrimination in his dealings with employees.

District officials said about 20 applicants for the job were considered during two recruitment rounds. Bradley is "an experienced and seasoned fire service leader," Board President Dave Woods said in a prepared statement. "This is an exciting time for the fire district and its partners as the discussions regarding increased regionalization ... have continued to gain momentum."

Bradley will leave MRFA as the partners in the regional authority explore a different model for the agency formed in early 2011. The agency combining the Modesto, county and Salida fire services is considered to have made strides toward efficient service, but some believe a change in bylaws and governing structure is needed.

MRFA firefighters who supported Bradley said the chief ran into friction with those who backed another candidate for the position. Before coming to Modesto, Bradley was chief of the Moraga-Orinda Fire District in Contra Costa County for four years and previously managed the Lawrence Livermore Fire Department.

Bradley's contract will be reviewed after a year, Woods said.

Rodeo-Hercules Fire District proposes new property taxes

By Tom Lochner *Contra Costa Times Contra Costa Times*

Posted:

Sunday, April 13, 2014

ContraCostaTimes.com

The Rodeo-Hercules Fire District is proposing new property assessments to raise almost \$1 million a year to beef up fire protection and emergency medical response as well as reopen a shuttered fire station.

Single-family houses would pay \$82 a year while condos and apartments would be charged \$46.93. Stores would pay \$60.30 per one-fifth acre.

Industrial properties would pay varying rates, based on their fire risk and the replacement cost of structures.

The levy, technically a benefit assessment under state law, is subject to majority approval with each owner's ballot weighted according to property type. It would come on top of two existing benefit assessments, of \$59 and \$52 per single-family house, that bring in a total of \$1.34 million a year.

Ballots were mailed to property owners in late March and must be returned by May 14, the same day the district board will hold a public hearing.

The Phillips 66 petroleum refinery would pay approximately \$45,500 a year for 29 parcels it owns in the district, according to a preliminary estimate by SCI Consulting Group of Fairfield. In addition to its Rodeo refinery, Phillips owns a coke plant along Highway 4 outside Hercules as well as vacant land and other buffer properties, including a ranch.

The \$45,500 in benefit assessments on Phillips 66 property would be far less than what the refinery stood to pay under two school parcel tax measures that it campaigned against in 2010 and 2011. Both measures failed.

Refinery spokesman Mark Hughes could not say what stance the company would take toward the proposed tax, even as he praised the fire district.

"At the present time our business analysis group is researching the impacts the tax measure will have upon our Rodeo Refinery," Hughes said in an email Wednesday. "We greatly appreciate the fire protection services provided to the community by our local fire district, and we consider them a valued community partner."

There are about 11,500 parcels in the fire district, which covers 32 square miles and encompasses the city of Hercules and the unincorporated town of Rodeo.

The current fiscal year budget is \$5.05 million. The district employs 12 firefighters plus the fire chief, battalion chief and administrative services officer.

There are two fire stations, one in Hercules and the other in Rodeo. The latter has been shuttered since May 2012.

A \$2.48 million federal grant, to be spread over two years, will enable the district to hire seven firefighters and reopen the Rodeo fire station, but the district needs a funding source to keep the station open beyond the grant period.

The proposed tax has no sunset clause, but it would need to be reauthorized annually by the fire

district board. Annual adjustments for inflation would be capped at 4 percent.

Phillips 66 stood to pay \$700,000 a year under a 2010 parcel tax measure that would have raised \$1.7 million a year for four years for the John Swett Unified School District, with residential parcels paying \$96 a year.

The refinery would have paid about \$400,000 a year under another school district measure in 2011 that was supposed to raise \$990,000 a year and tax most residential parcels \$60 a year for four years.

The John Swett school district encompasses Rodeo, Crockett, Port Costa, Tormey, Franklin Canyon and the Foxboro section of Hercules.

Contact Tom Lochner at 510-262-2760. Follow him at twitter.com/tomlochner.

Barnidge: Fitch Report, the Sequel, is better than the original

By Tom Barnidge Contra Costa Times Columnist Contra Costa Times
Posted:

Monday, April 14, 2014
ContraCostaTimes.com

If you remember the independent study commissioned by the Board of Supervisors seeking remedies for the Contra Costa County Fire District's financial woes, you already have been introduced to Fitch & Associates LLC.

Their 13-month, fact-gathering, data-crunching exercise produced a 150-page report that came up with recommendations for just about everything except what was needed. It said four, three-person firefighting teams could be turned into six, two-person medical response units. (My fourth-grade granddaughter confirms that the math is correct.) It said dispatch protocol could be improved. It said response times could be better.

What about the district's budget problems? The report said to get more revenue.

Thanks, that's a big help.

Now comes the sequel, Fitch Report II: The Contra Costa County Emergency Medical Services Project Report. I opened it with exceedingly low expectations, so I was surprised at what I found.

The report said the county's emergency medical response operation would benefit by limiting all dispatchers to 8- to 10-hour shifts rather than the 12-hour shifts that lead to weariness. It said a better job can be done of distinguishing severe from less urgent calls. Sending advanced life support teams for basic life support needs is inefficient and costly.

The report also urged the implementation of community paramedics who can supply on-site treatment for lesser ailments and refer patients to treatment centers. In other words, not every medical emergency call needs to end with an ambulance trip to acute care.

Fitch also recommended that the county improve its medical data collection and sharing capabilities so that all dispatchers, responders and caregivers can access the same patient information.

The system in place now has grown randomly as needs have changed -- 14 communication centers, 11 fire agencies, three emergency ambulance providers and nine acute care facilities are in the mix -- so this pause to assess and coordinate makes some sense. Fitch estimates that \$3 million could be saved if every one of the suggestions in its report is implemented.

That's not to suggest, however, that Fitch II answered every question that needs answering. Clayton City Manager Gary Napper, who serves on the Emergency Medical Care Committee, brought one to the fore at a town-hall meeting last week. He wanted to know if Fitch had examined the option of dispatching only medical teams -- paramedics in ambulances -- to emergency calls, without involving other first responders.

Put another way: Does the fire department need to be involved in every medical emergency?

"One of the invisible gorillas in the room," Napper said, "is the finance component. I don't know if we can resolve this problem without blending the first responders with the emergency medical system agency.

"We have a platform that relies upon first responders coupled with ambulance response. What I don't see here is the capability of the EMS to provide first responder emergency medical services without the benefit of (fire department) responders."

Fitch II, the Sequel, was better than the original. It stirred some thought, made some good suggestions, and at 91 pages was a quicker read.

It will be interesting to see how county supervisors react. They're the ones who authorized \$400,000 for the two studies.

Contact Tom Barnidge at tbarnidge@bayareanewsgroup.com.

Hercules: Sale of municipal utility ends multimillion-dollar fiasco

By Tom Lochner Contra Costa Times Contra Costa Times
Posted:

Thursday, April 17, 2014
ContraCostaTimes.com

HERCULES -- Hercules has sold its municipal utility to PG&E for \$9.5 million, putting an end to a decade-long, multimillion-dollar misadventure.

Last week, after Hercules Municipal Utility staff members did a final reading of its meters, some 700 residential customers along with Hercules City Hall, senior center, library, about three dozen businesses and the Pinole-Hercules sewage treatment plant, became customers of Pacific Gas & Electric.

The deal was a bit of a cliffhanger as the city needed some bondholders to accept less than par value for their bonds. The combined outstanding principal of two Hercules Public Financing Authority 2010 bond issues -- one intended to pay off bonds issued in 2003 and fund some infrastructure, the other to fund construction of an electrical substation -- stood at about \$12.8 million.

The council on April 8 endorsed the deal 4-0; Bill Kelly recused himself because he was an HMU residential customer.

"I'm glad this portion of the Hercules history will be ending," said Councilman Dan Romero, a critic of the HMU even before he ran for office in 2011.

Romero called the 2010 council votes to approve a substation project and the bonds to pay for it, "the beginning of the end," when "the cards started folding."

Mayor Myrna de Vera, acknowledging Romero, said, "You were at the podium, telling the council not to do it -- and they did it anyway. And here we are."

How much exactly the city lost on the utility business could not immediately be determined this week. Finance Director Nickie Mastay said in an email that the cumulative operating loss from fiscal year 2002-03 through 2009-10 was \$3.8 million. In February 2011, John Stier, then municipal services director, pegged the city's combined, accumulated capital and operating losses from the HMU up to that date at \$9 million.

The utility was created as an enterprise fund in 2001, when Mike Sakamoto was acting city manager. He became city manager the following year.

In 2003, the HMU started buying power on the wholesale market, receiving it through PG&E lines and selling it to its customers on the promise that it would be able to do so at competitive rates while making a profit for the general fund.

That scenario was based in part on assumptions that Hercules would grow by several thousand homes in the ensuing years while adding businesses. But by the time Sakamoto retired as city manager in early 2007, development had all but ground to a halt in Hercules and the promised profits never materialized.

The following year, Sakamoto resurfaced in Hercules as administrator of the HMU, and the City Council approved a \$100,000-a-year contract with Sakamoto's company, Municipal Management Enterprises. Sakamoto's contract was terminated by the city in November 2010, but not before he

recommended, and the council approved, \$2.3 million in equipment purchases for an electrical substation that was never built. The city canceled the substation contracts in 2011, absorbing part of the costs, and public pressure built to find a way to bail out of the HMU mess. In accordance with state law, the city had to get the voters' OK to put the utility up for sale. That happened, by a large margin, in 2012.

In May 2013, PG&E agreed to buy the HMU for \$9.5 million, subject to approval of the state Public Utilities Commission; that came in January.

Contact Tom Lochner at 510-262-2760. Follow him at [Twitter.com/tomlochner](https://twitter.com/tomlochner).

San Ramon: More than 300 residents sign petition opposing Faria housing development

By Joyce Tsai Contra Costa Times Contra Costa Times
Posted:

Thursday, April 17, 2014
ContraCostaTimes.com

SAN RAMON -- A petition signed by more than 300 residents opposing the Faria Preserve housing development was presented to the city Tuesday night, during the Planning Commission's public hearing on the controversial project.

Several residents voiced their concerns about the 740-unit housing development that is planned in the northwest part of the city, near Interstate 680, north of Crow Canyon Road and east of Bollinger Canyon Road. They urged the commission to consider the environmental and aesthetic impacts of the hillside development, as well as what they claim will be a lack of schools and excessive traffic that would result from the project.

The project would include a mix of single-family houses, townhouses, apartments, senior housing and parcels for a church and sports fields. Lafferty Communities is trying to build the development on 450 acres once owned by Claremont Homes. The Planning Commission and City Council originally approved Claremont's plans to build 786 units there in 2006, but it had to alter its plan after lawsuits were filed in 2008 by the East Bay Regional Park District and Sierra Club.

After the hearing, the commission voted unanimously to continue the public discussion to its May 6 meeting, where it will present its order of conditions for the project and decide whether to send the plan to the City Council for a final vote.

Check back for updates.

Contact Joyce Tsai at 925-847-2123. Follow her at [Twitter.com/JoyceTsaiNews](https://twitter.com/JoyceTsaiNews).

Moraga-Orinda Fire District firefighters get new contract

By Jennifer Modenessi Contra Costa Times Contra Costa Times

Posted:

Friday, April 18, 2014

ContraCostaTimes.com

MORAGA -- Automatic salary increases and largely unchanged health care benefits for firefighter-paramedics approved this week by the Moraga-Orinda Fire District board have erased the threat of a 9.5-percent across-the-board pay cut and health care benefits reductions.

MOFD directors on Wednesday approved a tentative agreement and terms for a successor memorandum of understanding between the district and members of United Professional Fire Fighters of Contra Costa County Local 1230 for the next four years. Board President John Wyro, Vice President Alex Evans and director Kathy Famulener voted for the contract; director Steve Anderson -- troubled by the district's commitment to automatic salary increases despite past economic ups and downs -- voted against. Director Fred Weil was absent and did not vote, although he indicated his support in a written statement.

The agreement comes a little more than a month after the district agreed to enter mediation and restart contract negotiations that stalled in January, when district officials declared an impasse following nearly four years of talks. The union ratified the tentative agreement April 4.

The approved terms include:

-

A 3.5 percent across-the-board salary decrease effective July 1, followed by a 1 percent across-the-board increase July 1, 2015. According to the tentative agreement, salaries will increase 4 percent in 2016 and could rise up to an additional 3 percent if the district meets certain revenue targets. Salaries will increase again by 4 percent in 2017 and an additional up to 3 percent raise could also be available if the district again hits specific revenue goals.

-

The district will employ single-role paramedics, who will replace a dozen firefighter-paramedics who leave the district through retirement or attrition. These new hires, at between \$18 and \$21 per hour, will be brought on after six safety members have left -- a move that will increase overtime costs. The district estimated that the new staffing model could save \$1.2 million annually once fully implemented.

District contribution toward health care premiums for active and retired employees will stay the same as called for in the expired 2010 contract. However, those contributions won't surpass current amounts, meaning firefighters will continue to pay increases exceeding the district's maximum obligation.

And while new terms for future retiree health care will save money, the district still has outstanding retiree health care debt estimated in 2009 at about \$24.1 million, the last year for which the district says numbers are available. It is deferring payments on that debt, including a \$2.6 million contribution this year.

Fire Chief Stephen Healy said there was compromise by both the district and the union. Representatives of the union did not comment publicly this week, but indicated earlier that although

pleased with salary adjustments after nearly six years of frozen wages, they were less enthusiastic about the health care terms.

"Over the last four years health care costs have gone up," Local 1230 President Vince Wells wrote in an email. "By the end of the contract, it will have been eight years of paying all the cost increases."

Former MOFD director Dick Olsen told the board he felt the union got the best of the deal.

"If sacrifice were needed, it should be shared equally between the union and the public. That obviously did not happen here," Olsen said. "This is one of the most one-sided documents -- contracts -- I have ever seen anywhere, anytime, in my lifetime."

Tri-Valley water suppliers to consider drought rates soon

By Denis Cuff and Jeremy Thomas Contra Costa Times Contra Costa Times

Posted:

Tuesday, April 22, 2014

ContraCostaTimes.com

Water suppliers for Livermore, Dublin and part of San Ramon have proposed drought rates on homes and businesses that would sharply increase bills for customers who fail to slash their water use by 30 to 35 percent.

The Tri-Valley is the first place in the East Bay where suppliers are considering rationing rather than sticking with voluntary conservation programs. The Tri-Valley's main water source, the State Water Project, has cut its water deliveries to 5 percent of normal this year.

The Dublin San Ramon Community Services District Board will hold a special meeting at 6 p.m. Tuesday at 7501 Dublin Blvd. to publicly discuss its proposed drought rate increase, aimed at reducing water use 35 percent. A vote will be postponed until May 5 at the earliest.

The Livermore City Council is scheduled to consider and possibly vote on its drought rates at its meeting 7 p.m. April 28, and Pleasanton city staff also are developing proposed drought rates expected to go to that council May 6.

While the different rate proposals vary slightly, they share a goal of using stiffer rates to get people to conserve.

"We want to send a signal to our customers to reduce water use," said Bert Michalczyk, general manager of the Dublin San Ramon Services District, which supplies tap water to 67,000 people in Dublin and San Ramon's Dougherty Valley.

Under the district proposal, a typical household bill over two months would increase from \$112.11 to \$132.03, a \$19.92 increase. The bump would be bigger for those who use more water; small-volume users who continued to hold down water use would be mailed a rebate check for \$12 at the end of the year to reward them for their conservation, Michalczyk said.

The Livermore City Council on April 28 will consider raising water rates in an effort to reach a mandatory 30 percent reduction in usage among the 29,000 or so people it serves. Aimed at higher-volume customers, Stage 3 of that city's conservation plan would hike monthly bills from \$57.49 to \$79.59 for households that use around 11,000 gallons per month and don't reduce consumption, according to the city's public works department.

Average households that use 20 percent less water would see a monthly increase of about \$8.53 over normal rates. Customers who reduce usage by 30-35 percent will pay roughly the same per month as before, according to assistant public works director Darren Greenwood.

"If the customer achieves the reduction we're looking for, then it should be a wash," Greenwood said. "If we don't conserve, we won't make it."

For low-volume users, like customers who use about 3,700 gallons per month, bills would go from \$27.84 to \$34.34 if usage stayed the same, Greenwood said.

The city has targeted a 50 percent reduction in outdoor use and a 5 percent reduction in indoor use.

If passed by the council, the conservation rates would take effect April 29.

The California Water Service Company, which serves about two-thirds of Livermore residents, is also considering a mandatory conservation program, Greenwood said.

Contact Denis Cuff at 925-943-8267 or dcuff@bayareanewsgroup.com. Follow him at [Twitter.com/deniscuff](https://twitter.com/deniscuff).

Published **April 23rd, 2014**

At Long Last, a Labor Agreement

By Nick Marnell

No corks popped out of champagne bottles. No confetti fell from the ceiling. No party banners unfurled at the April 16 district meeting after the ratification of the tentative agreement between the Moraga-Orinda Fire District and the United Professional Firefighters of Contra Costa County.

In fact, the mood was downright funereal.

Local 1230 officials and a smattering of the rank and file sat silently in the back of the room as Moraga resident and past MOFD director Dick Olsen assailed the proposed labor agreement. "I am absolutely astonished," said Olsen, the only member of the public to speak out. "This is one of the most one-sided documents that I have ever seen." He noted that the contract terms included a potential increase in firefighter pay of over 12 percent (see sidebar) along with a reduction in district service of 21 percent, as the number of on duty firefighters has recently decreased from 19 to 17. "The sacrifice should be shared equally between the union and the public," he said.

Director Alex Evans agreed that there will be service cutbacks, and he also acknowledged that the contract was not perfect, but he stressed that the district had to make the deal in order to continue as a sustainable entity. Along that same line, fire chief Stephen Healy later said that in order to produce an agreement, the district agreed to the revenue sharing compromise: The district needed an early wage reduction to help stabilize the general fund, and "asking the union to agree to pay cuts - with no guarantee of restoration or future wage increases - when they hadn't had a raise since 2008 and their health care rates capped since 2010, was never going to lead to an agreement," said the chief.

A big concern for director Steve Anderson was the automatic nature of the wage increases. Anderson noted that not long ago, the district was close to becoming insolvent; should tough times reoccur, the district will be forced to pay the wage increases promised in the agreement. "We could be in a position where we will have no choice but to lay off people," said Anderson. He cast the sole dissenting vote, as the motion to approve the tentative agreement passed 3-1, with director Fred Weil absent.

By a two-thirds majority, the union ratified the agreement earlier in April.

"I lose sleep that we agreed to this contract," said Vince Wells, Local 1230 president, after the meeting. Sounding similar in tone to Evans, he continued. "We didn't agree because we think it's best; we agreed to it because it would settle a labor dispute."

He explained that the union had no idea what contract terms the district may have imposed had mediation not succeeded. "If MOFD had imposed the 9.5 percent pay cut, that could have continued forever," said Wells. So the union proposed the incremental increases and the revenue sharing idea. "If things get better, we will finally be able to at least recoup some of our losses from years ago," added Mark DeWeese, MOFD's union representative.

Board president John Wyro called the agreement a turning point in the history of the district, and he added that the district will benefit from a significant decrease in its unfunded pension liability as a result of the new labor contract.

In keeping with the non-celebratory tone of the meeting, free cookies provided by the district were barely touched.

Summary of the Tentative Agreement between MOFD and Local 1230

Term: through June 30, 2018

Salary:

Year One (July 1, 2014-June 30, 2015) - 3.5 percent decrease

Year Two - 1 percent increase

Year Three - 4 percent increase PLUS up to 3 percent more based upon district property tax increases

Year Four - 4 percent increase PLUS up to 3 percent more based upon district property tax increase

An additional 1 percent increase effective June 1, 2018

Health Care: district obligation capped at 2010 premium amounts, which is the district's current contribution

Retiree Health Care: current level for current employees, and a lower tier for future employees

Staffing Model: the ability for the district to hire up to 12 non-safety paramedics at a much lower pay scale to replace firefighter-paramedic vacancies

Reach the reporter at: info@lamorindaweekly.com

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Published **April 23rd, 2014**

Lamorinda Fire News Briefs

By Nick Marnell

Lafayette Emergency Services Task Force

Task force member Jim Fajardo outlined the basics of the service model of a typical fire department at the group's April 9 meeting. Discussion ensued over the benefits of two-person crews versus three, where best to locate a fire station, and the risk of the occurrence of an Oakland Hills type of fire.

"The Oakland Hills fire is a misleading concept thrown in to these meetings," said task force member Rich Cunningham. "It's all about fear. It's used to manipulate the political process."

The abstract discussion clearly frustrated Vince Wells, Local 1230 president. "This is all well and good," he said. "But tell me exactly. What does Lafayette want?"

"Apparently, they don't know what they want," said Lafayette fire commissioner Bill Granados after the meeting.

The task force was created by the City Council to check out alternative delivery of fire and emergency services to the city. The investigation will continue at its May 15 meeting.

MOFD Meeting Schedule Revised

After a short trial of conducting public meetings once a month, the Moraga-Orinda Fire District will revert to its twice monthly meeting format.

"The present schedule has become problematic," said Fire Chief Stephen Healy. Meetings will now be scheduled for the first and third Wednesdays of each month.

The revised schedule, approved at the April 16 board meeting, kicks in with the district meeting of May 7.

Reach the reporter at: info@lamorindaweekly.com

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[Print this page](#)Published **April 23rd, 2014**

One Man Show

By Nick Marnell

The annual Special Joint Meeting of the three Lamorinda civic councils was held at Saint Mary's College April 7, and there was little doubt as to who was the showstopper.

Moraga-Orinda Fire District chief Stephen Healy opened with an update on the increased number of community emergency response teams in Lamorinda, but the Soda Center audience did not let him off that easily. Healy fielded a wide range of fire questions from the public and officials for nearly three quarters of the two-hour meeting.

He relayed the history of proposed fire station 46, from the directive of prior chief Randall Bradley to check out the possibilities, to the use of software in determining resultant overall response times that he confirmed will be improved because of the new station. "Some will be positively impacted and some negatively," said Healy. "But I'm looking at the big picture, over 4,400 properties. Overall (station 46) will be a benefit to the community."

The jointly operated station between MOFD and the Contra Costa County Fire Protection District has been in discussion for over one year. "It's the right thing to do, and I hope it is successful," said the chief.

The recent murmurs of replacing firefighters with civilians to operate ambulances in both fire districts concerned Moraga resident and past MOFD director Dick Olsen. Healy made no bones about the reason: cost. And he said that yes, the districts have been exploring the idea, and that the public will soon be hearing more about it.

"And as long as I'm talking about how expensive firefighters are, I want to stress that they are worth it," said Healy. "And they do not deserve the blame for the high district retirement costs." He explained that the majority of those costs accrue to the benefit of retired firefighters.

Moraga Town Council member Dave Trotter asked if the elimination of firefighters will make the communities vulnerable. "It's always been 'value added' to have firefighters on all of our calls, as 63 percent of our calls are medical," said Healy. "Because of our low call volume, we are nowhere near an unreasonable situation with our deployment model."

Reach the reporter at: info@lamorindaweekly.com

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Antioch couple reimbursed after erroneously paying three decades of sewer charges

By Paul Burgarino Contra Costa Times Contra Costa Times
Posted:

Sunday, May 4, 2014
ContraCostaTimes.com

ANTIOCH -- When there's a questionable charge on a utility bill or store purchase, Louis Ramos promptly asks his wife, Irene, whether it's legit.

But when it came to their property bill, there were no surprises.

Or so they thought.

Last year, the Antioch couple learned they were being charged for Delta Diablo Sanitation District sewer service despite never being connected to the district's system. Their home, built in 1980, is on a septic tank.

"We were shocked," said Irene Ramos, 64, a retired mortgage professional. "I looked at it and said, 'What's all this about.' You would think we would have paid attention, but we didn't."

According to records, the couple had paid taxes to the sanitation district for sewer service and street sweeping since 1987.

Recently, the Ramoses received a refund of about \$5,700 from Delta Diablo. The total included an annual interest calculation of 5.1 percent.

Such billing errors are unfortunate but happen on occasion, especially with public agencies being understaffed, county Assessor Gus Kramer said.

Because of confusion over annexations, dividing parcels, school district borders or other snafus, there are one to two dozen Contra Costa cases each year of taxes being incorrectly assessed, he said.

Computerization has minimized but not eliminated errors.

"Computers and human beings are not infallible," Kramer said. "It comes down to property owners doing a little homework on their bill."

Louis Ramos, a retired sheet metal worker, says he and his wife acquired the land for their home in 1979 and moved in a year later. When Antioch annexed the land south of Oak View Cemetery in the 1980s, the Ramoses were given a choice of connecting to sewer or keeping their septic tank.

"I guess I took it for granted," Louis Ramos, 78, said.

Delta Diablo's sewer lines were installed in the mid-1980s for the Almondridge subdivision, located across the street from the Ramoses' Willow Avenue home. An explanation of the situation to Delta Diablo officials led to an investigation by the company's finance department.

It's a district's responsibility to maintain parcel records and inform the county if an assessment needs to be corrected, said Bob Campbell, the county's auditor/controller.

"We get our information from the county tax rolls, so as soon as it was brought to our attention, we looked into it and took it very seriously," said Angela Lowrey, the sanitary district's spokeswoman. "We see it as a relationship and honoring our customers."

The Ramoses received a refund for four years without interest, which is the district's policy. They later requested a full refund for the sewer services they had erroneously paid.

The district board granted their request, as state law has special refund provisions for a property where no service was provided.

The Ramoses' property tax bill still includes a charge for street sweeping, which they are pleased to receive.

Pittsburg, Antioch and Bay Point receive sewer service from Delta Diablo, though rates differ based on the number of scheduled street sweepings and collection systems.

The Ramoses hope the ordeal serves as a cautionary tale to others.

"People have to be astute and be sure to check both online and the hard copies," Irene Ramos said.

Contact Paul Bugarino at 925-779-7164. Follow him at [Twitter.com/paulbugarino](https://twitter.com/paulbugarino).

ConFire will study feasibility of bidding to become county's ambulance service provider

By Tom Lochner *Contra Costa Times San Jose Mercury News*
Posted: Mon May 05 17:36:40 MDT 2014

Tuesday, May 6, 2014
ContraCostaTimes.com

MARTINEZ -- The Contra Costa County Fire District will study the feasibility of bidding to become the county's ambulance service provider, a role currently fulfilled by a private contractor, American Medical Response.

The agency will select a consultant to prepare the study, ConFire Chief Jeff Carman said Monday. Three bids have been received so far, and a choice could be made by the end of the week, Carman said.

The district's move parallels a recommendation for the fire district's emergency medical services by consultant Fitch and Associates LLC. The recommendation is contained in an EMS report, which will be presented to the county Board of Supervisors on Tuesday.

ConFire covers much of Central County and parts of East County and West County in a 304-square-mile territory, with 23 stations and 23 three-person crews. Two other fire agencies in the county, the Moraga-Orinda and San Ramon Valley fire districts, are ambulance service providers.

Under the current arrangement in ConFire territory, the fire department and AMR respond to the same emergencies within minutes of each other. The fire department arrives first about 70 percent of the time, Carman said.

Critics describe that response model as redundant, but proponents defend it as necessary to assure quick lifesaving interventions. The Fitch EMS study notes that the volume of emergency medical calls is increasing, even as revenue growth slows and will likely decline amid changes in insurance reimbursement rates.

ConFire's fiscal 2014-15 budget is projected at about \$110 million, with a \$10.2 million deficit.

Carman noted that there are other changes brewing in the industry, including an interest in "community paramedicine" and other models that could involve treatment at the scene by paramedics, nurse-practitioners or physician's assistants without the necessity of transport to a hospital.

Contact Tom Lochner at 510-262-2760. Follow him at [Twitter.com/tomlochner](https://twitter.com/tomlochner).

IF YOU GO

What: Contra Costa County board of supervisors

Where: County Administration Building, 651 Pine St., Martinez

When: 9 a.m. Tuesday

San Pablo: Voters reject tax to fund Doctors Medical Center

By Robert Rogers Contra Costa Times Contra Costa Times
Posted: Wed May 07 06:52:18 MDT 2014

Wednesday, May 7, 2014

ContraCostaTimes.com

SAN PABLO -- Doctors Medical Center looks destined for closure after voters on Tuesday rejected a mail-in parcel tax measure that supporters had said was needed to keep open the area's only public safety-net hospital.

Only 51.93 percent of voters -- about 16,000 residents -- supported the tax, which needed two-thirds approval to pass.

Measure C would have generated an estimated \$20 million annually for the hospital, which is hemorrhaging about \$1.5 million every month despite cost-cutting and new revenues that have cut the operating deficit in half in recent years. Hospital officials said they would vote to close the hospital if the tax, which required two-thirds approval, failed.

Parcel taxes passed in 2004 and 2011 already pump \$10.9 million annually into the hospital but have proved insufficient to keep the facility solvent.

The California Nurses Association sent out a statement after the vote was made public, saying that the closure of a hospital that has almost 80 percent of the West Contra Costa region's hospital beds would create a "dire public health crisis."

"As a registered nurse who has worked for many years at Doctors Medical Center, I am intimately familiar with the critical need for a fully operational hospital (in the region)," said registered nurse Seung Choo. "Many neighborhoods in the community we serve border the refineries and people live in close proximity to heavy industries which has caused asthma rates among children to skyrocket.

Choo added that more than 15,000 people sought treatment from hospitals in the region after the August 2012 explosion and fire at the Chevron refinery in Richmond, saying that "the incident was not the first of its kind nor will it likely be the last."

Ballots were mailed to roughly 107,000 registered voters in the West Contra Costa Healthcare District and were due back by Tuesday evening.

The board in January authorized the mail-in ballot election in hopes of averting closure and making the long-struggling hospital more attractive to potential partners. The proposed parcel tax would have been 14 cents per square foot of developed property, or about \$210 annually on a 2,000-square-foot house, and would raise about \$20 million a year.

The hospital's \$143 million operating budget is strained under the weight of its mostly uninsured and underinsured patients. DMC is the leading provider of hospital care to the area's Medicare and Medi-Cal patients, and cuts to Medicare reimbursement rates have exacerbated the fiscal straits, hospital spokeswoman Remy Goldsmith said.

The only other emergency room in West Contra Costa is Kaiser Richmond, which has only 15 emergency beds. DMC has 25.

If DMC closes, the results would be "catastrophic" to the region, according to a 2011 report commissioned by Contra Costa Emergency Medical Services.

Check back for updates to this story.

Print this page

Published May 7th, 2014

The Tangled Web of Lamorinda Ambulance Service

By Nick Marnell

Shortly after sunrise on Nov. 12 the Contra Costa County Fire Protection District responded to an emergency medical call in Lafayette. A child was determined to be in serious condition and Captain Gil Caravantes asked for an ambulance to transport the patient to the hospital. ConFire's ambulance provider, American Medical Response, relayed that it was 20 minutes away, said Caravantes, so he asked for mutual aid from the Moraga-Orinda Fire District. MOFD Medic 141 arrived in less than 10 minutes and transported the child to John Muir Hospital, where he was treated and released.

How does something seemingly so obvious become a news story, let alone the lead paragraph of one? Because ConFire has a contract with AMR to provide its ambulance service and Caravantes technically violated that contract by calling for MOFD. The incident illustrates one of the many complexities of the county emergency medical service system.

"By the letter of the law, AMR is the one authorized to ask for mutual aid," said ConFire battalion chief Ben Smith, EMS division. "Technically, we should wait for the AMR ambulance."

"I didn't feel comfortable with that," said Caravantes. "MOFD was right around the corner, so I asked to dispatch the MOFD ambulance. I realize ConFire has a contract with AMR, but, we're all about care and safety first."

Erik Rohde, the AMR general manager for Contra Costa County, did not respond to questions for this article. As counter intuitive as the contract situation may seem, MOFD chief Stephen Healy explained the rationale.

"We have to stay within our operating area," he said. "That's the way the system is designed - to prevent chaos. We don't have a right to go into AMR's exclusive operating area to provide ambulance transport; we went because we were called."

"AMR has provided us with a lot of mutual aid; I don't want them to think we were poaching."

The chief added, "What if one of our district residents called for an ambulance, but we were unavailable because we were occupied where we should not have been?"

Unlike ConFire, MOFD has no contract with AMR. MOFD has the exclusive right to provide ambulance service in its district under the California health and safety code because the district provided its own ambulance service prior to June 1, 1980.

"I called Chief Healy and explained what we did and told him the reasons why," said Caravantes. But the captain said he was questioned by his superiors about his actions.

"'Why would you do that,' they asked," said Caravantes. "'Well, you weren't there,' I said. They thought I might catch some flak for it, but that I should be okay. I should be okay? For going above and beyond? 'Don't worry,' I told them. 'I'm okay.'"

"I would do it again in a heartbeat," continued the captain. "Would I get called on the carpet for doing it? Absolutely. Is what I did the right thing to do? Absolutely."

"That's the way the system should run, but that's not the way the system is set up," said Smith. "I support what captain Caravantes did. If I were the captain, I would have done the same thing."

"If the ambulances were operated by the fire districts in the county, this type of situation would not occur," said ConFire chief Jeff Carman. "The fire service is very good at sharing resources and always sends the closest resource regardless of what agency it comes from. This situation is not unique, and in the best interest of our customers I support captain Caravantes' decision to call for the closest resource."

Reach the reporter at: info@lamorindaweekly.com

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