On behalf of the Chair, the Commission welcomes you to its meetings and your interest is appreciated. **If you wish to speak to a matter on the agenda, please complete a Speakers Card and submit it to staff.** When your name is announced, please come forward and give your name and address, and state your comments or questions. If you wish to speak on a matter not on the agenda, please wait until the Chair calls for Public Comment. Speakers may have a time limitation imposed at the discretion of the Chair. Alameda LAFCO meetings are wheelchair accessible. Call (510) 208-4949 (voice) or (510) 834-6754 (TDD) to request a sign-language interpreter. Five working days’ notice is required.

Only those issues which are brought up at the public hearing described in this notice, or in written correspondence delivered to the LAFCO Commissioners at, or prior to the hearing, may be raised in any legal challenge to the actions taken by the Commission.

1. **2:00 P.M. – Call to Order and Pledge of Allegiance**

2. **Roll Call**

3. **Public Comment:** Anyone from the audience may address the Commission on any matter not listed on the agenda and within the jurisdiction of the Alameda LAFCO. The Commission cannot act upon matters not appearing on the agenda. *Speakers are limited to three (3) minutes.*

4. **Approval/Correction of Minutes – July 12, 2018 – Regular Meeting**

5. **Approval of Meeting Dates for Calendar Year 2019 (Consent)** - The Commission will consider setting regular dates for the upcoming fiscal year as required under policy. Regular meeting dates are proposed for each odd numbered month with the resulting dates falling on January 10th, March 14th, May 9th, July 18th, September 12th, and November 14th.

   **LAFCO Staff Recommendation:** Approve regular meeting dates on the following odd-numbered Thursdays: January 10th, March 14th, May 9th, July 18th, September 12th, and November 14th.

6. **Budget Update for 2018-2019 and Year End Projections** – The Commission will review a report comparing budgeted and actual transactions for 2018-2019 through September 6, 2018 and its projection that Alameda LAFCO is on pace to finish the fiscal year with an operating balance of $0. The report is being presented to the Commission to accept and file and to provide direction as needed.
LAFCO Staff Recommendation: Accept and file the report as presented and provide direction as needed to staff with respect to any related matters for future consideration.

7. Request to Postpone Comprehensive Update to Fee Schedule – The report is continued from the July 12, 2018 Public Hearing.

LAFCO Staff Recommendation: Continue the item to allow time to complete analysis.

8. Eden Township Healthcare District | Report – The Commission will receive a verbal report from the Eden Township Healthcare District (ETHD) summarizing its status on completing terms and conditions as a result of the special study conducted on the District in 2016. The report is being presented for information only at this time with subsequent action, if needed, to be taken at a later date.  

LAFCO Staff Recommendation: Accept and file the report as presented and take action at a later date.

9. Public Hearing: Proposal for Boundary Adjustment of East Bay Municipal Utility District and City of Hayward – The Commission will consider the reorganization proposal filed by the East Bay Municipal Utility District (EBMUD) involving 273 parcels within the City of Hayward and the unincorporated communities of San Lorenzo and Fairview totaling 269.8 acres. The purpose of the proposal is to align EBMUD’s existing service area with its jurisdictional boundary and to formalize public water services provided within the affected territory to the correct service provider. Staff recommends approval without modifications while applying standard terms.

LAFCO Staff Recommendation: Adopt the draft resolution identified approving the reorganization proposal of EBMUD and City of Hayward.

10. Public Hearing: Proposal for Annexation of 4592 Tesla Road et al to the City of Livermore – The Commission will consider an annexation proposal filed on behalf of interested landowners from the City of Livermore involving three unincorporated parcels totaling 79.4 acres. The proposal seeks to annex 4592, 4520 and 4590 Tesla Road, known as the Concannon Winery property, into the City of Livermore for the purpose of receiving public wastewater services due to a failing septic system. The annexation, as a result, would alleviate budding environmental health concerns. The subject parcels comprising the affected territory are identified by the County of Alameda Assessor’s Office as 99-1200-001, 99-1200-002, and 99-1200-003.

LAFCO Staff Recommendation: Adopt the draft resolution identified approving the annexation proposal of 4592, 4520 and 4590 Tesla Road to the City of Livermore with standard terms with or without any additional changes.

11. Report on LAFCO Operational Options | Berkson Associates – The Commission will receive and review a report conducted by Berkson Associates on varying operational alternatives for the agency in response to Alameda LAFCO’s Memorandum of Understanding (MOU) with the County of Alameda set to expire as of June 30, 2019. Staff requests the Commission provide additional funding for the study at a not-to-exceed cost of $5,000 for a more in-depth cost-fiscal analysis to be conducted along with possible succession planning to better inform the Commission on its decision-making.

LAFCO Staff Recommendation: Accept and file the study on LAFCO’s operational options; and authorize the Executive Officer to execute a MOU with Berkson & Associates to provide a cost-benefit
analysis on the operational models through December 31, 2018 at a not-to-exceed cost of $5,000.

12. **Progress Report on Strategic Plan 2018-2020** – The Commission will receive a report on progress made to date to accomplish the goals and objectives set forth in the 2018-2020 Strategic Plan. The report is being presented to the Commission to formally accept and file as well as provide additional direction to staff with respect to achieving agency goals going forward.  

   **Staff Report**

   **LAFCO Staff Recommendation:** Accept the report as presented with any further direction to staff as specified.

13. **Agreement with Harshwal & Company for Audit Services** – The Commission will consider approving an agreement with Harshwal & Company to prepare an independent financial audit for the 2017-2018 fiscal year. The proposed agreement includes a not-to-exceed cost of $6,000 and is generated from the County of Alameda’s accounting database previously approved by the County of Alameda Auditor’s Office. Staff recommends the Commission review and approve the proposal agreement.  

   **Staff Report**

   **LAFCO Staff Recommendation:** Authorize the Executive Officer to sign the attached agreement letter with Harshwal & Company to prepare an independent audit of LAFCO’s 2017-2018 financial records at a not-to-exceed cost of $6,000.

14. **Matters Initiated by Members of the Commission**

15. **Informational Items**
   a. Current and Pending Proposals  
   b. Legislative Update  
   c. CALAFCO 2018 Annual Conference at Tenaya Lodge in Yosemite

16. **Adjournment of Regular Meeting**

17. **Next Meetings of the Commission**

   **Policy and Budget Committee Meeting**
   Thursday, October 11, 2018 at 1:00 pm at the regular meeting location

   **Regular Meeting**
   Thursday, November 8, 2018 at 2:00 p.m. at the regular meeting location
DISCLOSURE OF BUSINESS OR CAMPAIGN CONTRIBUTIONS TO COMMISSIONERS

Government Code Section 84308 requires that a Commissioner (regular or alternate) disqualify herself or himself and not participate in a proceeding involving an "entitlement for use" application if, within the last twelve months, the Commissioner has received **$250 or more in business or campaign contributions from an applicant, an agent of an applicant, or any financially interested person who actively supports or opposes a decision on the matter.** A LAFCo decision approving a proposal (e.g., for an annexation) will often be an "entitlement for use" within the meaning of Section 84308. Sphere of Influence determinations are exempt under Government Code Section 84308.

If you are an applicant or an agent of an applicant on such a matter to be heard by the Commission and if you have made business or campaign contributions totaling $250 or more to any Commissioner in the past twelve months, Section 84308(d) requires that you disclose that fact for the official record of the proceeding. The disclosure of any such contribution (including the amount of the contribution and the name of the recipient Commissioner) must be made either: 1) In writing and delivered to the Secretary of the Commission prior to the hearing on the matter, or 2) By oral declaration made at the time the hearing on the matter is opened. Contribution disclosure forms are available at the meeting for anyone who prefers to disclose contributions in writing.

Pursuant to GC Section 84308, if you wish to participate in the above proceedings, you or your agent are prohibited from making a campaign contribution of $250 or more to any Commissioner. This prohibition begins on the date you begin to actively support or oppose an application before LAFCO and continues until 3 months after a final decision is rendered by LAFCO. If you or your agent have made a contribution of $250 or more to any Commissioner during the 12 months preceding the decision, in the proceeding that Commissioner must disqualify himself or herself from the decision. However, disqualification is not required if the Commissioner returns that campaign contribution within 30 days of learning both about the contribution and the fact that you are a participant in the proceedings. Separately, any person with a disability under the Americans with Disabilities Act (ADA) may receive a copy of the agenda or a copy of all the documents constituting the agenda packet for a meeting upon request. Any person with a disability covered under the ADA may also request a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in a public meeting. Please contact the LAFCO office at least three (3) working days prior to the meeting for any requested arrangements or accommodations.

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