

PACKET MATERIALS

DATE April 23, 2010

Item No. 10

LOCAL AGENCY FORMATION COMMISSION AGENDA PACKET CONTENTS LIST *

- March 26, 2010 Meeting Minutes
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

** Exceeds 20 pages; see file to review
Available for review at City Hall, Room 244

Completed by: Linda Wong

Date: April 21, 2010

* This list reflects the explanatory documents provided.

San Francisco Local Agency Formation Commission

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. 415.554.5184
Fax. 415.554.5163
The Ambassador

MINUTES

Note: Each item on the Consent or Regular agenda may include explanatory documents, including an Executive Officer's report and public correspondence. These items will be available for review at City Hall, Room 244, Reception Desk.

Special Meeting - LAFCo March 26, 2010, at 2:00 p.m. City Hall, Legislative Chamber, Room 250

Chairperson Ross Mirkarimi
Vice-Chair David Campos

Members

Commissioners Bevan Duffy, John Avalos and Hope Schmeltzer

Alternates

Commissioners Eric Mar and Michael Bornstein

SPECIAL AGENDA

1. Call to Order and Roll Call

The meeting was called to order at 2:07 p.m.

PRESENT: Chairperson Mirkarimi, Vice-Chair Campos, Commissioners Avalos, Duffy, Schmeltzer, and Bornstein.

There was a quorum.

2. Approval of the Minutes from the February 26, 2010 Special Meeting

Chairperson Mirkarimi, seconded by Commissioner Schmeltzer, moved to approve the minutes of the Special Meeting of February 26, 2010.

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Duffy, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Approved.

Item Nos. 3 and 4 were heard together.

3. Report on the Status of Community Choice Aggregation (CCA) Activities

Michael Campbell, CCA Director, SF Public Utilities Commission (SF PUC), gave an update on CCA program activities being handled by the SF PUC.

Charles Sheehan, SF PUC, gave an overview of the community outreach being planned and where they are in the process. Notices have sent out to the community with information about the program.

Public Comment: Eric Brooks, SF Green Party, shared concerns about the marketing for the program and gave suggestions for improvement.

Chairperson Mirkarimi, seconded by Commissioner Avalos, moved to continue both items to the call of the Chair. The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Continued to the Call of the Chair.

4. Report on the Outreach Plan for the CleanPowerSF Program

See Item No. 3.

Action: Continued to the Call of the Chair.

CLOSED SESSION

5. Convene in Closed Session – Conference with Legal Counsel: Existing Litigation

Chairperson Mirkarimi, seconded by Commissioner Schmeltzer, moved to convene into closed session with Legal Counsel/Interim Executive Officer for the purpose of conferring with, or receiving advice from, Legal Counsel/Interim Executive Officer regarding existing litigation (*Pursuant to Government Code Section 54956.9(a)*). The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Convened into Closed Session.

Existing Litigation: Modesto Irrigation District, et al v. Bowen

LAFCO STAFF PRESENT: Nancy Miller, Interim Executive Officer; Jason Fried, Senior Program Officer; and Caroline Teng, Community Development Coordinator.

6. Reconvene in Open Session – Elect Not to Disclose

Chairperson Mirkarimi, seconded by Commissioner Schmeltzer, moved that the Commission finds it is in the best interest of the public that the Commission elect at this time not to disclose its closed session deliberations. The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Campos, and Schmeltzer.

Noes: None.

Absent: Commissioner Duffy.

Action: Deliberations Not Disclosed.

7. Executive Officer's Report

Nancy Miller, Interim Executive Director, LAFCo, reminded the Commissioners that they need to complete a *Form 700 Statement of Economic Interest*, which is due no later than April 1, 2010.

Public Comment: None.

Chairperson Mirkarimi, seconded by Commissioner Duffy, moved to continue this item to the call of the Chair. The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Duffy, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Continued to the Call of the Chair.

8. Appointment(s)

a. LAFCo Public Member, Seat 6, term ending February 22, 2014

1 seat / 2 applicants

Hope Schmeltzer, Seat 6

Michael Bornstein, Seat 6

b. LAFCo Alternate Public Member, Seat 7, term ending February 22, 2014

Nancy Miller, Interim Executive Director, LAFCo, gave an overview of the selection process for the public and alternate public members for LAFCo. The commission expressed interest in having outreach done in order to get more applicants for these positions. Director Miller will work with Chairperson Mirkarimi on proceeding with outreach.

Chairperson Mirkarimi, seconded by Commissioner Avalos, moved to leave the current sitting members as they are and continue this item to the next meeting. This motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Continued to the next LAFCo meeting.

9. Public Comment for Items Not on the Agenda

None.

Chairperson Mirkarimi, seconded by Commissioner Dufty, moved to continue this item to the call of the Chair. The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Continued to the Call of the Chair.

10. Future Agenda Items

None.

Chairperson Mirkarimi, seconded by Commissioner Dufty, moved to continue this item to the call of the Chair. The motion passed by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Campos.

Action: Continued to the Call of the Chair.

11. Adjournment

The meeting adjourned at 3:38 p.m.