

**ALAMEDA LOCAL AGENCY FORMATION COMMISSION
RESOLUTION NO. 2013-01**

**Adopting Municipal Service Review Determinations, Sphere of Influence Determinations, and
Updating the Sphere of Influence for the Alameda County Mosquito Abatement District**

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCo) to develop and determine the sphere of influence (SOI) of each local governmental agency under LAFCo jurisdiction within the County; and

WHEREAS, Government Code Section 56425(g) requires that LAFCo review and update adopted SOI boundaries, as necessary, not less than once every five years; and

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

WHEREAS, LAFCo conducted a municipal services review of the services provided by the Alameda County Mosquito Abatement District; and

WHEREAS, the Alameda County Mosquito Abatement District has a SOI that is countywide and larger than the District's jurisdictional boundary; and

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

WHEREAS, the MSR determinations, the SOI determinations and the SOI update were duly considered at a public hearing held on January 10, 2013; and

WHEREAS, the Alameda LAFCo heard and received all oral and written protests, objections and evidence that were made, presented or filed, and all persons present were given an opportunity to appear and be heard with respect to any matter pertaining to said action.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that the Alameda LAFCo hereby:

1. Adopt the following MSR determinations:
 - a. Growth and Population Projections
 - i. As of 2010, the population within Alameda County Mosquito Abatement District (ACMAD) was 1,491,618.
 - ii. Based on Association of Bay Area Governments (ABAG) growth projections, the population of ACMAD is anticipated to be 1,894,355 by 2035.
 - iii. Most growth within ACMAD's boundaries is anticipated in the Tri Valley area in the cities of Livermore, Dublin and Pleasanton.
 - b. Location and Characteristics of Any Disadvantaged Unincorporated Communities Within or Contiguous to the Sphere of Influence
 - i. Using Census Designated Places, Alameda LAFCo determines that there are no disadvantaged unincorporated communities that meet the basic state-mandated criteria within the County. Alameda LAFCo recognizes, however, that there are communities in the County that experience disparities related to socio-economic, health, and crime issues, but the subject of

this review is municipal services such as water, sewer, and fire protection services to which these communities, for the most part, have access.

c. Present and Planned Capacity of Public Facilities and Adequacy of Public Services, Including Infrastructure Needs and Deficiencies

- i. Demand for mosquito abatement services is driven by growth of the human and vector populations. ACMAD routinely monitors human and vector populations in the County, and places control measures accordingly on an as-needed basis.
- ii. ACMAD experienced a 64 percent decline in the number of service requests between fiscal years 2005 and 2011.
- iii. Based on ACMAD's reported speed of response to requests and its success in keeping mosquito-borne illnesses at bay, the District's services appear to be adequate.
- iv. In 2007, the ACMAD building was significantly remodeled. Renovations included an addition of 3,700 square feet, which added a new laboratory, technician room, library, wood shop, and additional support staff offices. No existing infrastructure needs related to ACMAD's building and vehicle fleet were identified.
- v. Capital improvement projects are planned by the long-range planning committee. Infrastructure needs include upgrading ACMAD's computerized database system used in tracking mosquito control activities.

d. Financial Ability of Agency to Provide Services

- i. ACMAD reported that its financing levels were adequate to deliver services. According to the District, the recession has not had a major impact on ACMAD's budget; although there has been a reduction in funding due to foreclosures and lower property assessments.
- ii. At the end of FY 10-11, ACMAD had \$2,680,932 of unrestricted net assets, which is equivalent to about eight months of district operations.
- iii. In FY 10-11, ACMAD expenses exceeded revenues by about \$500,000. The District is able to finance this deficit from its reserve.

e. Status and Opportunities for Shared Facilities

- i. As a member of the Vector Control Joint Powers Agency, ACMAD receives workers compensation and excess liability insurance coverage. Additionally, ACMAD employees are eligible to participate in pension plans offered by California Public Employees Retirement System.
- ii. ACMAD collaborates with eight other mosquito and vector control agencies in the coastal region and 65 districts in the State, as well as the California Department of Public Health, Vector-borne Disease Division on NPDES permitting
- iii. ACMAD relies on the County for accounting and investment services.
- iv. ACMAD belongs to the Mosquito and Vector Control Association of California (MVCAC), the Society of Vector Ecologists (SOVE) and the American Mosquito Control Association (AMCA).

f. Accountability for Community Services, Including Governmental Structure and Operational Efficiencies

- i. ACMAD demonstrates accountability by updating its constituents on district activities, broadcasting its meetings, soliciting constituent input, disclosing its finances and other public documents on the ACMAD website, and cooperating with LAFCo information requests during the course of this MSR process.
- ii. During the 2006 SOI updates, the Commission adopted a policy to encourage ACMAD to initiate annexation of the territory within the City of Albany. ACMAD has recently expressed strong interest in the annexation. Should ACMAD decide to start the annexation process, it would anticipate funding comparable to the special tax and benefit assessment to be approved prior to the initiation of service. Approving an assessment within the City could present a challenge, as city residents currently receive mosquito abatement services from VCCSA without paying any additional fees.

- iii. A study was conducted in 1995 to analyze the efficiencies of ACMAD consolidating with Contra Costa Mosquito and Vector Control District (CCMVCD). The study found that a consolidation could result in a combined savings of \$135,000 annually. In response to the report, the ACMAD Board voted against consolidation, while the CCMVCD Board did not take action but indicated that they are willing to review the matter again at a later date if needed. The two agencies have not had any further discussions on the potential to consolidate.
 - iv. Another potential governance structure option is consolidation with VCCSA. Such a consolidation may offer savings by eliminating some administration costs. A challenge to consolidation may be the differing revenue levels and sources of each of the agencies.
 2. Retain the countywide SOI which is larger than the jurisdictional boundary for the Alameda County Mosquito Abatement District as generally depicted in Exhibit A attached hereto, and encourage the District to annex the City of Albany.
 3. Consider the criteria set forth in Government Code Section 56425(e) and determine as follows:
 - a. *The present and planned land uses in the area, including agricultural and open-space lands* – County policies support the provision of adequate mosquito abatement services for County residents. Land use plans in the County and its cities include land uses and population growth, which will require continued mosquito abatement services. The recommended SOI does not conflict with planned land uses. Mosquito abatement services are needed in all areas, and do not, by themselves, induce or encourage growth on agricultural or open space lands. No impacts upon Williamson Act protected land will occur.
 - b. *The present and probable need for public facilities and services in the area* – The demand for ACMAD’s services is generally correlated with the growth of the human population and vector populations. Any major changes in weather, food supplies or habitat modifications have an impact on the local vector populations.
 - c. *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide* – ACMAD’s service capacity is not limited by infrastructure but by staffing which appears to be sufficient to meet existing demand. Based on ACMAD’s reported speed of response to requests and its success in keeping mosquito-borne illnesses at bay, the District’s services appear to be adequate. ACMAD conducts performance evaluations and monitors productivity to improve service efficiency.
 - d. *The existence of any social or economic communities of interest in the area* – ACMAD serves residents countywide, with the exception of Albany; however, the City of Albany is also considered a community of interest, as it has a strong possibility of becoming a part of ACMAD.
 - e. *Nature, location, extent, functions & classes of services to be provided* – ACMAD provides monitoring, control and treatment of mosquito sources and infection levels in mosquitos and birds, coordinates activities with other public health agencies, and distributes educational materials on mosquito biology and control to the public within the district boundaries which encompass all of Alameda County, except for the City of Albany.
 4. Determine, as lead agency for the purposes of the California Environmental Quality Act (CEQA), that update of the agency’s SOI and the related MSR are categorically exempt under Sections 15061(b)(3) and 15306, Class 6 of the CEQA Guidelines.

5. Direct staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

* * * * *

This Resolution was approved and adopted by the Alameda Local Agency Formation Commission at the public hearing held on January 10, 2013, at 7051 Dublin Blvd., Dublin, California on the motion made by Commissioner Haggerty, seconded by Commissioner Sbranti, and duly carried.

Ayes: 7 (Commissioners Haggerty, Miley, Sblendorio, Wieskamp, Johnson, Sbranti, and Marchand)

Noes:

Excused:

/Nate Miley/

Nate Miley, Chair, Alameda LAFCo

Approved as to Form:

By:

Andrew Massey, LAFCo Legal Counsel

CERTIFICATION: I hereby certify that the foregoing is a correct copy of a resolution adopted by the Alameda Local Agency Formation Commission, Oakland, California.

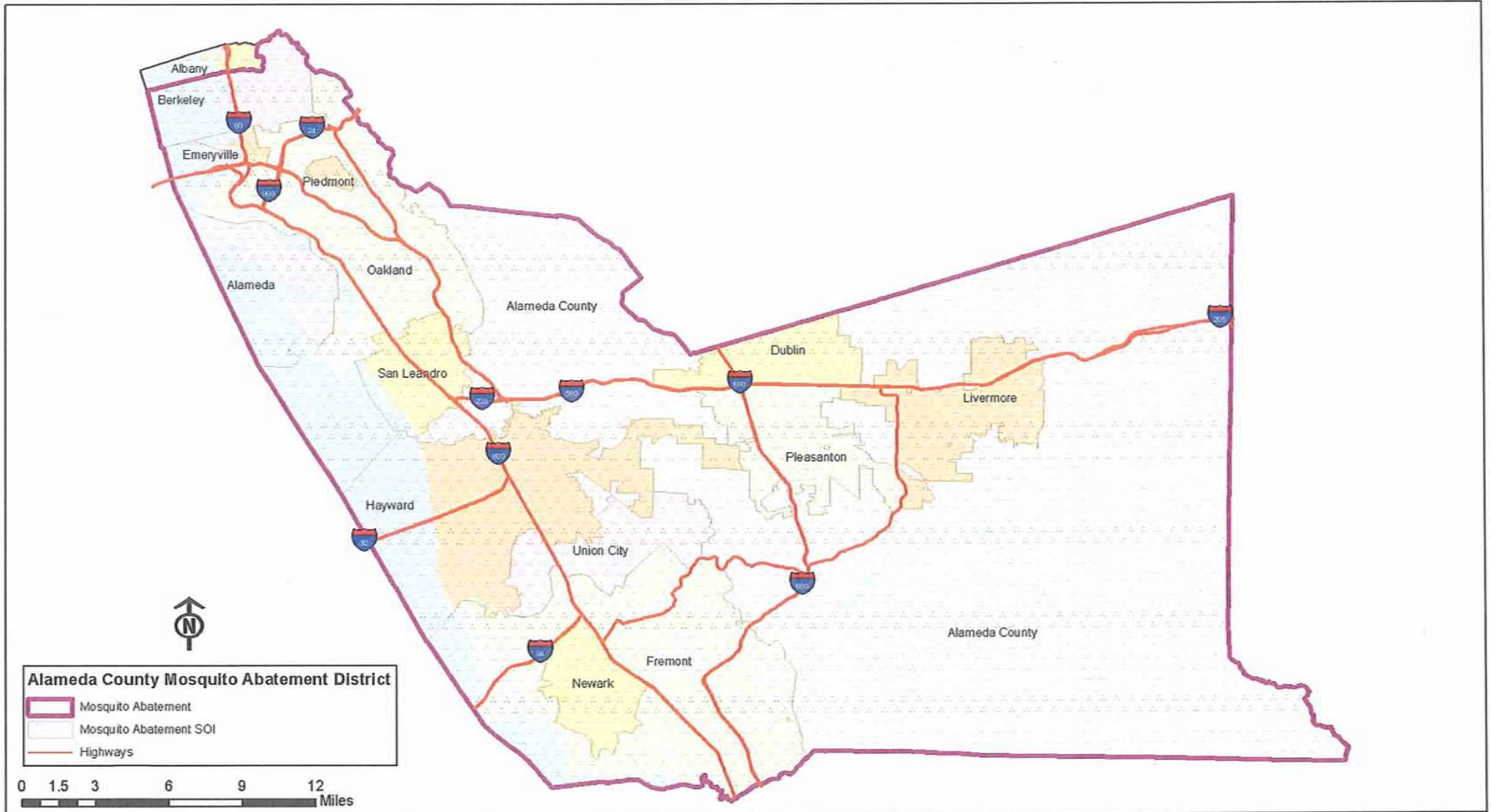
Attest:

Mona Palacios, LAFCo Executive Officer

Date:

2/22/2013

Alameda County Mosquito Abatement District Boundary and SOI* Approved by Alameda County LAFCo, January 10, 2013



*Agency sphere differs from the service area boundary