



Lou Ann Texeira
Executive Officer

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January 9, 2019
 Agenda Item 9

January 9, 2019 (Agenda)

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

**Status Report - Dissolution of Los Medanos Community Healthcare District
 Protest Hearing**

Dear Commissioners:

This is a status report regarding the protest hearing held on November 30, 2018.

At a noticed public hearing on September 12, 2018, the Commission approved dissolution of the Los Medanos Community Healthcare District (LMCHD). The District serves the Pittsburg/Bay Point area. The proposal to dissolve the LMCHD was submitted by Contra Costa County.

At a subsequent hearing on November 14, 2018, the Commission considered a request for reconsideration submitted by the LMCHD and disapproved the request for reconsideration. At both the September and November LAFCO hearings, LAFCO received opposition to the dissolution from the District and members of the public, at least some of whom were presumably landowners and/or registered voters within the affected area. Consequently, a protest hearing was required under the law. At the November hearing, the Commission directed LAFCO staff to proceed with the protest hearing.

In accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, LAFCO is the agency that conducts the protest hearing, the purpose of which is to receive written protests from affected landowners and/or registered voters regarding the proposal and determine whether a majority protest exists. With regard to this dissolution, which is inhabited (i.e., contains 12 or more registered voters), the Commission shall take one of the following actions:

- **Order the dissolution** if written protests have been filed by less than 25% of registered voters or landowners owning less than 25% of the assessed value of land within the subject area; or
- **Order the dissolution subject to an election** if at least 25% but less than 50% of voters, or at least 25% of landowners owning 25% or more of the assessed value of land protest; or
- **Terminate the proceedings** if written protests have been filed by a majority of voters in the subject area.

The protest hearing was properly noticed and was held on Friday, November 30, 2018, at 11:00 a.m. at 651 Pine Street, 1st Floor (Board of Supervisors Chambers) in Martinez, CA. The hearing was conducted by the LAFCO Executive Officer, who is delegated the authority to conduct the protest hearing on behalf of the Commission pursuant to the CKH [section 57000(c)] and local LAFCO policy (1.4 Rules and Procedures, subsection G). Approximately 12 people attended the hearing.

At the conclusion of the hearing, the number of protests received prior to and during the hearing were submitted to the Contra Costa County Elections Department for certification. The County Elections Office is currently verifying the written protests. LAFCO staff anticipates receiving the results of the protest prior to the January 9th LAFCO meeting, and will report the result at that time.

Following receipt of the results of the protest hearing, the Commission will be asked to take one of the following actions: 1) adopt a resolution ordering the dissolution; or 2) adopt a resolution ordering the dissolution subject to confirmation by the voters.

Sincerely,

Lou Ann Texeira
Executive Officer

c: Distribution List