

## MINUTES

### GARDEN GROVE SANITARY DISTRICT

An Adjourned Regular meeting of the Garden Grove Sanitary District Board of Directors was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, November 8, 2005, at 6:17 p.m.

ROLL CALL: PRESENT: (4) PRESIDENT DALTON, MEMBERS KREBS, NGUYEN, ROSEN

ABSENT: (1) MEMBER LEYES (Member Leyes joined the meeting at 6:30 p.m.)

#### PUBLIC INPUT ON CLOSED SESSION ITEM

There was no input from the public concerning the Closed Session item.

#### ADJOURN TO CLOSED SESSION

At 6:18 p.m., under the Ralph M. Brown Act, the meeting was adjourned to Closed Session in the Founders Room; and it was announced that pursuant to Government Code section 54956.9, the District Board will confer with its legal counsel regarding the status of Orange County Coastkeepers, Inc. v. Garden Grove Sanitary District, et al.

MEMBER LEYES JOINED THE MEETING AT 6:30 P.M.

#### RECONVENE IN OPEN SESSION

At 7:10 p.m., the meeting was reconvened in the Council Chamber with President Dalton and all Board members in attendance, and it was announced that the previously disclosed item was discussed and no others; and further, that no action was taken.

#### RECESS

At 7:11 p.m., the President declared a recess.

## RECONVENE

At 7:28 p.m., the meeting was reconvened with President Dalton and all Board members in attendance.

## ORAL COMMUNICATIONS – PUBLIC

There were no oral communication from the public relevant to the Sanitary District.

## RECESS

At 8:05 p.m., the President declared a recess.

## RECONVENE

At 8:09 p.m., the meeting was reconvened with President Dalton and all Board members in attendance.

## RESOLUTION WITHDRAWING DETACHMENT APPLICATION FROM THE ORANGE COUNTY LOCAL AGENCY FORMATION COMMISSION (LAFCO) AND TERMINATING RELATED DETACHMENT PROCEEDINGS (F: S-28.1) (XR: 23.12)

Staff report dated November 8, 2005, was introduced.

Member Krebs moved, seconded by Member Rosen, that the Resolution withdrawing the detachment application from the Orange County Local Agency Formation Commission (LAFCO) and terminating related detachment proceedings be adopted.

Member Leyes expressed concern that only a portion of the filing fee will be returned. He inquired whether the City of Anaheim was contacted concerning the withdrawal.

Discussion ensued relative to just leaving the matter open as opposed to officially withdrawing the application.

The General Manager noted that the Mayor of Anaheim has indicated that they intend to reapply in one year. He further noted that LAFCO suggested the application be terminated.

Member Leyes suggested a decision be held off for a couple of weeks to enable the President to contact the Mayor of Anaheim.

Member Rosen commented that perhaps in a year the LAFCO board would be more sensitive to what Garden Grove wants to do.

Member Leyes moved a substitute motion, seconded by Member Rosen, that this matter be continued to November 22, 2005.

Member Krebs withdrew his motion. He inquired who would contact the Mayor of Anaheim, to which the General Manager responded that staff would make the contact.

The foregoing motion carried by unanimous vote.

#### MATTERS FROM BOARD MEMBERS

Member Rosen announced the resignation of his appointee to the Sanitary District Advisory Commission and requested the appointment of a replacement be placed on the next City Council agenda. (F: S-122.1a)

#### ADJOURNMENT

At 8:23 p.m., the meeting was declared adjourned.

RUTH E. SMITH  
SECRETARY