

LOCAL AGENCY FORMATION COMMISSION
COLUSA COUNTY
MINUTES OF MEETING
April 4, 2019

PRESENT:

JOHN LOUDON, County Member
SAJIT SINGH, City Member
TOM REISCHE, City Member
DENISE CARTER, Chair, County
MARY WINTERS, Public Alternate

ALSO PRESENT:

P. SCOTT BROWNE, Legal Counsel
JOHN BENOIT, Ex. Officer
MERCED CORONA, County Alt.

1. Call to Order/Roll Call

The meeting was called to order at 3:02 p.m. There was a quorum present.

2. Consider Minutes from March 7, 2019

On motion of J. Loudon, second by M. Winters, the commission approved the minutes of March 7, 2019, motion carried by roll call vote.

3. Public Comment – Bill Vanderwaal, Deputy Manager, Reclamation District 108

Mr. Vanderwaal stated that he submitted a packet to John on Monday; however, John stated that he did not receive it. Mr. Vanderwaal provided John with a hard copy. Because Mr. Vanderwaal will not be available for the next Lafco meeting, he wanted to attend today and provide information. Reclamation District 108 has received authority to participate in hydro-electric power generation projects (Sites Reservoir) through AB 568 (August 2015). However, a sunset clause was included that states authority is granted until January 1, 2021. RD 108's legal counsel has given them direction to proceed seeking authority, to participate in hydro-electric projects, from Lafco. At the same time, they are working with Assembly Member Curry to have the clause legislated out. This is what the application to Lafco is about. Mr. Vanderwaal's understanding is that they are to go to Lafco first and then, once the legislation reverses the clause, Lafco is what controls this. John clarified, stating that it is what was once called a latent power. RD 108 went to the legislature requesting that this activity be added to the list of things reclamation districts can do. They now have to apply to Lafco for permission to do this function; all prescribed in the law. John is not sure if it will get on the next agenda; probably June.

4. Consent Agenda

John added the cost of an advertisement in the Pioneer Review (copy handed out to Lafco members). The invoice was received after the agenda had already been posted.

On motion of M. Winters, second by J. Loudon, the commission approved claims for the month of March 2019, motion carried by roll call vote.

5. Correspondence: Article in "California Special Districts" regarding LAFCo's.

John stated that the tone of the article is somewhat upsetting. And, although he has issues with some of the information, there is some value in the article, and it provides a good history. Read the article and take it lightly, some of the information is incorrect. A short discussion followed.

6. Public hearing regarding the proposed 2019-2020 LAFCo Budget

John stated that the Lafco budget is funded by the cities and county and some processing fees. He advised the Commission that the CALAFCO dues have been increased from \$926.00 to \$1,077.00, a 16.25% increase. Also, the CSDA membership remains at \$500.00 bringing the total for the membership category to \$1,577.00. The A-87 cost has yet to be determined; therefore, \$2,666.00 has been budgeted until we hear from the county; maybe in June. The Reserve Fund has been increased by \$10,000 based on the Commission's desire to increase the reserve fund.

On motion of T. Reische, second by J. Loudon, the commission approved Resolution 2019-0002, A Resolution Adopting a Proposed Budget for 2019/2020; motion carried by roll call vote.

7. Request that LAFCo File 2019-0001, City of Colusa Southwest Annexation and Sphere of Influence amendment be designated as complex projects as defined in the Executive Officer's contract provision 2.1.4 having expended more than 10 hours of staff time and otherwise complex.

John advised the Commission that this project has the potential to be a very complex project. The City of Colusa has submitted a check for 10 hours of work. We are not at the 10 hours yet. John asked if the city would like the check returned or put on deposit. Jesse Cain, City of Colusa Manager, stated that John should deposit the check as credit. This item was included on today's agenda as an acknowledgement that this project will most likely reach 10 hours of work.

8. Executive Officer's Report:

a.) Fire and EMS MSR and SOI update – John has sent out another notice and received three responses; on-going.

9. LAFCo 101 Presentation by LAFCo Staff – Part II (a general overview of LAFCo) – Continued to the next Lafco meeting.

10. Commissioner Reports – Discussion - None

11. Closed Session: Employee Performance Evaluation March 2018 – March 2019 – LAFCo Executive Officer

12. Next Colusa LAFCo meeting: June 6, 2019 – Meeting adjourned 4:34 p.m.