

Colusa Local Agency Formation Commission

Regular Meeting Agenda

Thursday – April 6, 2023

**Board of Supervisors Chambers
546 Jay Street
Colusa, CA.**

3:00 PM

(A Zoom option is available for the public)

(All meeting materials are available on LAFCo's Website: www.colusalafco.org)

In person meeting: Required for all Commissioners. The Public may choose to use zoom link below to attend the meeting.

Topic: Colusa LAFCo

Time: Apr 6, 2023 03:00 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/89067421156?pwd=a0ppUW9lU0dRQWF3aDlZRStQV3F1QT09>

Meeting ID: 890 6742 1156

Passcode: 864011

One tap mobile

+16694449171,,89067421156#,,,,*864011# US

+16699006833,,89067421156#,,,,*864011# US (San Jose)

**1. Call to Order/Roll Call
Commissioners**

Kent Boes (County)
Janice Bell (County Alternate)
Katherine Dunlap, (Williams, City)
Merced Corona (Chair, County)
Brandon Ash (Public)
Greg Ponciano (Vice-Chair, Colusa,
City)

Alternates

Ryan Cordoniz (City Alternate)
Janice Bell (County Alternate)
John Loudon, (Public Member Alternate)

Staff

John Benoit, Executive Officer
P. Scott Browne, Legal Counsel
Lora Ceccon Clerk

2. Approval of minutes from the January 5, 2023 and March 2, 2023 meetings.

- a. *Approve minutes from the January 5, 2023 meeting*
- b. *Approve minutes from the March 2, 2023 meeting.*

3. Public Comment

This is the time for the public to address the Commission on any matter not on the agenda. Testimony related to an item on the agenda should be presented at the time that item is considered

4. Consent Agenda s

- a. *Payment of claims for the month of March 2023.*

5. Correspondence:

6. PUBLIC HEARING Municipal Service Review (MSR) and Sphere of Influence (SOI) for the Glenn Colusa Irrigation District.

- a) *Conduct Public Hearing regarding the MSR and SOI for the Glenn-Colusa Irrigation District*
- b) *Consider Resolution 2023-0001 adopting a MSR for the Glenn-Colusa Irrigation District*
- c) *Consider Resolution 2023-0002 adopting a SOI for the Glenn-Colusa Irrigation District.*

7. PUBLIC HEARING for the Proposed FY 2023-2024 Budget

- a) *Review and discuss the proposed FY 2023-2024 Budget*
- b) *Consider Resolution 2023-0003 adopting a proposed budget for fiscal year 2023-2024*

8. Consider letter of Support for AB 1753 the Calafco Omnibus Bill

- a) *Discuss AB 1753 and authorize the Chair to sign a letter of support.*

9. Executive Officer's Report:

10. Commissioner Reports - Discussion

This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters

11. Next Colusa LAFCo meeting: Request the May 4th LAFCo meeting be cancelled and conduct the next LAFCo meeting on June 1st, 2023

Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56331.4

Pursuant to Government Code Section 54954.2, Commission members may make a brief announcement or report on activities. Commission members may also provide a reference to staff or other resources for factual information,

request staff to report back to the Commission at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

- Items not appearing on the agenda must be of interest to the public and within the Commission's subject matter jurisdiction.
- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual's testimony may be limited to 5 minutes. Time to address the Commission will be allocated on the basis of the number of requests received.

Public Hearings

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to 5 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Agenda Materials

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda area available for review for public inspection in the Colusa County Clerk's office located at the Colusa County Courthouse 546 Jay Street, Colusa CA. [such documents are also available on the Colusa LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting].

Accessibility

An interpreter for the hearing-impaired may be made available upon request to the Executive Officer 72 hours before a meeting. The location of this meeting is wheelchair-accessible.

Disclosure & Disqualification Requirements

Pursuant to Government Code Sections 56100.1, 56300(b), 56700.1, and 81000 et seq., and Colusa LAFCO's Policies and Procedures for the Disclosure of Contributions and Expenditures in Support of and Opposition to Proposals, any person or combination of persons who directly or indirectly contribute \$1000 or more or expend \$1000 or more in support of or opposition to a change of organization or reorganization that has been submitted to Colusa LAFCO must comply with the disclosure requirements approved by Colusa LAFCO. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information may be obtained at the Colusa County Elections Department 546 Jay Street, Colusa, CA 95932. (530) 458-0500

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff LAFCO staff may be contacted at (530) 619-5128 or by mail at Colusa LAFCO P.O. Box 2694, Granite Bay Ca 95746 or by email at lafco@countyofcolusa.com or j.benoit4@icloud.com

Webpage Reports, agendas, minutes and general information about LAFCO are available on the LAFCO Webpage at www.colusalafco.org

#2

LOCAL AGENCY FORMATION COMMISSION
COLUSA COUNTY
MINUTES OF MEETING
January 5, 2023

PRESENT:

MERCED CORONA, County Member
RYAN CORDINEZ, City Alternate
GREG PONCIANO, City Member
BRANDON ASH, Public Member

ALSO PRESENT:

JOHN BENOIT, Ex. Officer
JOHN LOUDON, Public Member, Alt.

1. Call to Order/Roll Call

The meeting was called to order at 3:00 p.m. There was a quorum present.

2. Approval of minutes from the November 3, 2022, meeting.

On motion of B. Ash, second by G. Ponciano, the commission approved the minutes of the November 3, 2022, meeting as presented; motion carried.

- 3. Public Comment** – John stated that because there will be three new commissioners, it may be time for a LAFCo 101 presentation to provide an update to everyone and include a little on SB938. He will schedule a presentation for March along with the designation of a budget committee.

4. Consent Agenda

- a. **Payment of claims for the months of November and December 2022**
- b. **Regular Meeting Schedule for 2023**

On motion of G. Ponciano, second by B. Ash, the commission approved the consent agenda as presented; motion carried.

5. Correspondence – None

6. Revision to LAFCo fee deposit schedule and application of cost escalator for hourly charge out rates.

Public Hearing was closed on November 3, 2022.

ACTION: Consider Resolution to LAFCo's fee deposit schedule and application of a cost escalator to the Colusa LAFCo hourly charge rates for all billable projects based upon the Employment Cost Index for State and Local Governments as published by the United States Department of Labor, Bureau of Labor Statistics or Consumer Price Index (CPI).

- a. Adopt Resolution No. 2023-0001 approving a cost escalator and amendment to the Colusa LAFCo hourly rates for all billable projects and updated fee deposit schedule for various LAFCo projects.

John reminded the commission that they discussed this during the November meeting. It has been ten years since the fee schedule has been updated. The existing charge-out rates are not full-cost recovery, so if approved, these will increase. A charge-out rate for the clerk has been added to the resolution. Because rates become out-of-date so quickly, we will follow the Employment Cost Index which comes out quarterly. Rates will increase in July or at the beginning of the fiscal year. Since LAFCo last adopted a fee schedule, the cost index has gone up substantially. The Executive Officer is at \$290/hour, Counsel is \$436/hour and the clerk is at \$137/hour. LAFCo will be changing its charge-out rates to keep up with standards and annual cost adjustments. LAFCo charges fee deposits for applications. The fee deposits will not change, they are sufficient.

G. Ponciano moved to approve Resolution 2023-0001 approving a cost escalator and amendment to the Colusa LAFCo hourly rates for all billable projects and updated fee deposit schedule for various LAFCo projects, second by B. Ash, motion carried. 3-0-2

7. Comprehensive Bylaw Update

a. Review Proposed Updated Bylaws and consider LAFCo Resolution No. 2023-0002 adopting updated policies for Colusa LAFCo

John stated the commission discussed some changes to the bylaws at the last meeting. One change concerned keeping recordings for 2 years rather than 30/45 days. Commissioners have a copy of the bylaws that include the changes; they are updated. A short discussion followed. John made a correction to a typo that was mentioned (Susanville).

B. Ash moved to approve Resolution No. 2023-0002 adopting updated policies for Colusa LAFCo, second by M. Corona, motion carried. 3-0-2

8. Executive Officer's Report

- **700 forms due April 3, 2023** – some discussion was held.
- **Colusa Glenn GCID**
- **Williams MSR**

9. Commissioner Reports – Discussion – Some discussion was held regarding regular and alternate members and meeting attendance. Also, conference attendance and budget. John mentioned items that will be included on future agendas for discussion including agricultural ground and LAFCo's role in conserving agriculture, flooding, and new legislation.

10. Next Colusa LAFCo meeting: March 2, 2023

Meeting adjourned 3:42 p.m.

LOCAL AGENCY FORMATION COMMISSION
COLUSA COUNTY
MINUTES OF MEETING
March 2, 2023

PRESENT:

MERCED CORONA, County Member
KATHERINE DUNLAP, City Member
GREG PONCIANO, City Member
BRANDON ASH, Public Member

ALSO PRESENT:

JOHN BENOIT, Ex. Officer
SCOTT BROWNE, Legal (phone)
JOHN LOUDON, Public Member Alt.
JANICE BELL, 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. Approval of minutes from the January 5, 2023, meeting.

This item will be added to a future meeting agenda.

3. Public Comment - None

4. Consent Agenda

a. Payment of claims for the months of January and February 2023

On motion of G. Ponciano, second by B. Ash, the commission approved the consent agenda as presented; motion carried.

5. Correspondence – John informed the commission that he is working with a group on a staff workshop. Calaveras County will be hosting the workshop.

6. Workshop All About LAFCo – LAFCo 101 presentation for new and experienced LAFCo Commissioners

John presented a portion of LAFCo 101. The second half will be presented at the next LAFCo meeting.

7. Workshop regarding the MSR and Sphere of Influence for the Glenn Colusa Irrigation District.

John stated that copies were sent; however, no response was received. He explained that MSRs are a snapshot in time and there is a process to follow regarding MSRs and SOIs. He advised the commission that the district is doing a good job. They comply with all the rules, have a good government structure, and have audits. The Glenn Colusa Irrigation District is not a growth-inducing district. John reviewed the determinations for the commission.

Some discussion was held regarding groundwater, fire districts and tax sharing agreements.

John asked commissioners to retain their copies as this item will be on the next agenda.

8. Select Budget Committee for FY 2023-2024 Annual Budget

John explained that two commissioners are needed to sit on the committee. There is a process in place, and it is a simple process. The budget needs to be adopted soon, so a meeting should be held this month.

Katherine Dunlap and Janice Bell volunteered to sit on the budget committee.

B. Ash moved to approve the designation of Katherine Dunlap and Janice Bell to the Budget Committee for FY 2023-2024, second by G. Ponciano; motioned carried.

9. Executive Officer's Report

- **700 forms due April 3rd**
- **Discussion re: AB 2449- Remote Meetings** – John advised members that there is information included in today's agenda packet regarding AB 2449. There is a process for remote meetings. AB 2449 sunsets in 2026.

10. Commissioner Reports – Discussion – The Chair welcomed new members to the LAFCo Commission.

11. Next Colusa LAFCo meeting: April 6, 2023

Meeting adjourned 4:15 p.m.

Colusa Local Agency Formation Commission

#4

CLAIMS

March 2023 Claims

Authorize payment of the following claims:

FY 2022-2023 EXPENSES:

FY 22-23 Claims for March 2023:

2.16.23-3.15.23	Legal Svcs. P. Scott Browne	\$ 2,128.00
April 1, 2023	Staff Svcs and Exp Mar 22	\$ 5,802.25
March 8, 2023	Public Notice prop budget and GCID MSR-SOI	\$ 48.00

TOTAL: \$ 15,030.82

DATED: April 6, 2023

APPROVED: April 6, 2023

**Merced Corona, Chair or Greg Ponciano, Vice-Chair
Colusa Local Agency Formation Commission**

Attest:

**John Benoit
Executive Officer**

Colusa Local Agency Formation Commission

CLAIMS

March 2023 Claims

Authorize payment of the following claims:

FY 2022-2023 EXPENSES:

FY 22-23 Claims for March 2023:

2.16.23-3.15.23	Legal Svcs. P. Scott Browne	\$ 2,128.00
April 1, 2023	Staff Svcs and Exp Mar 22	\$ 5,802.25
March 8, 2023	Public Notice prop budget and GCID MSR-SOI	\$ 48.00

TOTAL: \$ 7,978.25

DATED: April 6, 2023

APPROVED: April 6, 2023

**Merced Corona, Chair or Greg Ponciano, Vice-Chair
Colusa Local Agency Formation Commission**

Attest:

**John Benoit
Executive Officer**

Acct 520-500

City Expenditure titles Expenditure Category City Coding	Ex Officer Cont Executive Off. Co	Clerical Support Clerical Suppt	Workers Co Workers Com	Contactural Lgl Services	Liability Insurance	Office Exp Office Suppli	Postage and Coples Postage Coples	Dues-Subs Memberships
	7338	7320	7016	7321	7315	7339	7322	7319
	\$51,072.00	\$3,657.00	\$50.00	\$25,536.00	\$2,847.00	\$375.00	\$500.00	\$1,872.00

Calafco Dues 2022-2023 (2022-06)								
SDRMA Insurance 22-23 #72123					-\$2,824.92			-\$1,372.00

REVENUE OASA Williams Saurino Center								
Browne ending 7.15.22				-\$2,000.00				
Staff Svcs July 2022	-\$4,000.00	-\$175.00				-\$58.30		-\$10.00
Staff Svcs Aug 2022	-\$4,000.00							-\$15.00
Browne ending 8.15.22	-\$2,000.00							
Calafco Conf. GPonclanoS Singh Pioneer Review Fee Update notice								
Browne ending 9.15.22				-\$2,256.00				
Staff Svcs Sept, 2022	-\$4,768.00	-\$175.00				-\$13.99		-\$15.00
Staff Svcs Oct 2022	-\$4,256.00							-\$10.00
Browne ending 10.15.22				-\$2,128.00				
CSDA Dues 10-1.22-23								-\$500.00
John Loudon Conf relmb JB conf share relmb								
Browne ending 11.15.22				-\$2,128.00				
Staff Svcs Nov 2022	-\$4,256.00	-\$175.00						-\$40.00
Conf relmb singh 2022								
John Loudon MILEAGE Relmb								
Browne ending 12.15.22				-\$2,128.00				
Staff Svcs December	-\$4,256.00						-\$0.60	-\$10.00
Browne ending 1.15.23				-\$2,128.00				
Staff Svcs January 2023	-\$4,256.00	-\$175.00						-\$10.00
Staff Svcs Feb 2023	-\$4,256.00							-\$10.00
Browne ending 2.15.23				-\$2,128.00				
Staff svcs Mar 2023	-\$4,256.00	-\$175.00						-\$144.80
Browne ending 3.15.23				-\$2,128.00				
Pioneer Review 23-24 prop Budget Update notice								

Total Expended in FY 21-22	-\$40,304.00	-\$875.00	\$0.00	-\$17,024.00	-\$2,824.92	-\$72.29	-\$0.60	-\$264.80	-\$1,872.00
Total Remaining in FY 21-22	\$10,768.00	\$2,782.00	\$50.00	\$8,512.00	\$22.08	\$302.71	\$499.40	\$485.20	\$0.00

#6

Resolution 2023-0001 of the

Colusa Local Agency Formation Commission

Approving a Municipal Service Review of Irrigation Water Services Provided by and within the Glenn-Colusa Irrigation District in Colusa and Glenn Counties and Adopting Written Determinations Thereon

WHEREAS, California Government Code Section 56425 requires that a Local Agency Formation Commission ("LAFCO") adopt and periodically review Sphere of Influence Plans for all agencies in its jurisdiction; and,

WHEREAS, California Government Code Section 56430 requires that a LAFCO conduct a review of the municipal services provided by and within an agency prior to updating or adopting its Sphere of Influence Plan; and,

WHEREAS, the Sphere of Influence Plan is the primary planning tool for LAFCO and defines the probable physical boundaries and service area of a local agency as determined by LAFCO; and,

WHEREAS, on June 3rd, 2004, the Commission adopted its Work Plan and included a schedule for initiation of Municipal Service Reviews (MSRs) and Spheres of Influence; and

WHEREAS, the Commission adopted Resolution 2004-03 on March 4th, 2004 establishing guidelines for conducting MSRs, which applies to this MSR for services provided by the Glenn-Colusa Irrigation District; and,

WHEREAS, at the time and in the manner provided by law, the Executive Officer gave notice of the date, time, and place of a public hearing by the Commission for irrigation water services provided in the Glenn-Colusa Irrigation District service area, including approval of the report and adoption of the written determinations contained therein; and,

WHEREAS, the Commission hereby determines that the hearing draft of the Municipal Service Review for services provided by and within the Glenn-Colusa Irrigation District area and written determinations contained therein will provide information for updating the Sphere of Influence of the Glenn-Colusa Irrigation District, and is otherwise consistent with the purposes and responsibility of the Commission for planning the logical and orderly development and coordination of local governmental agencies so as to advantageously provide for the present and future needs of the county and its communities; and,

WHEREAS, in making this determination, the Commission has considered the documentation on file in this matter; and,

WHEREAS, the Commission has heard all interested parties desiring to be heard and has considered the proposal and report by the Executive Officer and all other relevant evidence and information presented at said hearing;

NOW, THEREFORE, the Local Agency Formation Commission of Colusa County hereby resolves, orders and determines the following:

- 1) The Municipal Service Review of Irrigation Water Services provided in the Glenn-Colusa Irrigation District area, attached hereto as Exhibit A, is approved and the written determinations presented in the Municipal Service Review report are hereby adopted.
- 2) LAFCO staff is further ordered to proceed as appropriate with update to the Sphere of Influence Plan of the Glenn-Colusa Irrigation District area.

3) LAFCO staff is further ordered to forward copies of this resolution containing the adopted Municipal Service Review to the Glenn-Colusa Irrigation District.

The foregoing resolution was duly passed by the Local Agency Formation Commission of Colusa County at a regular meeting held on April 6., 2023, by the following roll call vote:

Ayes:

Noes:

Absentions:

Absent:

Signed and approved by me after its passage this sixth day of April, 2023

Merced Corona, Chair
Colusa LAFCo

Attest:

John Benoit, Executive Officer
Colusa LAFCo

COLUSA LOCAL AGENCY FORMATION COMMISSION

Resolution No. 2023-0002

A Resolution Making Determinations and Approving A Sphere of Influence Update for the Glenn Colusa Irrigation District

WHEREAS, Government Code Section 56425 requires each Local Agency Formation Commission to adopt and periodically review and update a sphere of influence for each local governmental agency within its jurisdiction; and

WHEREAS, the Local Agency Formation Commission of Colusa County, in compliance with the aforementioned requirement, is providing a “plan for the probable physical boundaries and service area” for the Glenn Colusa Irrigation District; and

WHEREAS, the Commission has set the hearing date of April 6, 2023, for the update of the sphere of influence for the Glenn Colusa Irrigation District and has noticed this hearing at the times and as otherwise prescribed by Government Code Section 56150, *et seq.*; and

WHEREAS, the Commission has heard and previously adopted a Municipal Services Review of services provided by the Glenn Colusa Irrigation District in accordance with Gov. Code section 56430; and

WHEREAS, the Commission has reviewed and considered the proposed Sphere of Influence update report and the proposed Sphere of Influence Update Map which are attached hereto and incorporated herein; and

WHEREAS, Colusa LAFCO prepared a Notice of Exemption for such action since there is no change in the proposed boundaries and Sphere of Influence; and

WHEREAS, the Commission has considered those factors determined by it to be relevant to the proposed sphere of influence update, including, but not limited to, those factors specified in Government Code Section 56425, *et seq.*, and has heard from interested parties and considered requests for amendment and/or revision of the proposed updated sphere boundary, if any;

NOW, THEREFORE, BE IT RESOLVED that the Local Agency Formation Commission of Colusa County does hereby find and determine as follows:

1. That the proposed sphere of influence update with respect to the Glenn Colusa Irrigation District complies with the provisions of Government Code Section 56000, et seq.
2. That no significant protests have been received regarding the establishment of this Sphere of Influence update.
3. That, pursuant to Government Code Section 56425, the Commission makes and adopts those determinations set forth in the Sphere of Influence Study are attached hereto and incorporated herein.
4. The Colusa Local Agency Formation Commission hereby finds this Sphere update exempt from the provisions of the California Environmental Quality Act.
5. Pursuant to Government Code Section 56425 (i) the Glenn Colusa District is authorized to provide domestic water services within its territory. Other services provided by this District shall be considered latent powers.
6. That the Sphere of Influence Update Report including Sphere of Influence Maps and the Executive Officer's Report, for the Glenn Colusa Irrigation District updated Sphere of Influence is hereby adopted and approved as set forth in Attachment "A".

PASSED AND ADOPTED at a regular meeting of the Colusa Local Agency Formation Commission, State of California, on the April 6, 2023, by the following vote:

AYES:

NOES: -

ABSENT: -

ABSTAIN: -

Merced Corona, Chair
Colusa Local Agency Formation
Commission

Attest:

John Benoit, Executive Officer

NOTICE OF EXEMPTION

TO: County Clerk
County of Colusa
Colusa, CA 95453

FROM; Colusa LAFCO
P.O. Box 2694
Granite Bay, CA 95746

PROJECT TITLE: Glenn Colusa ID Sphere of Influence Update

PROJECT LOCATION: Colusa and Glenn Counties

DESCRIPTION OF PROJECT:

An update to the sphere plan for the Glenn Colusa Irrigation District

NAME OF PUBLIC AGENCY APPROVING PROJECT:
Colusa Local Agency Formation Commission

NAME OF PERSON OR AGENCY CARRYING OUT THE PROJECT:
John Benoit, Executive Officer for
Colusa Local Agency Formation Commission

EXEMPT STATUS:
Class 20 Categorical Exemption, "Changes in Organization of Local Agencies" CEQA
Guideline Section 15320.

REASONS WHY PROJECT IS EXEMPT:

The proposed project involves a sphere of influence update where the services provided by the district will not change as a result of this update and no unusual circumstances exist. This action will not change the Sphere of Influence nor lead to changes in the District Boundary

CONTACT PERSON:
John Benoit
LAFCO Executive Officer

TELEPHONE NUMBER:
(530) 619-5128

By: _____

Date: April 6, 2023

From: Ben King <bking@pacgoldag.com>
Subject: Native Tribal Community History References
Date: March 27, 2023 at 11:16:03 AM PDT
To: John Benoit <j.benoit4@icloud.com>
Cc: Ben King <bking@pacgoldag.com>

Good Morning Mr. Benoit,

I reviewed the draft GCID document again and I am working on my comments.

I do think you may want to reconsider your historical references of the local tribal communities and reflect the historical fact that GCID and Colusa and Glenn Counties are located on the native lands of three bands of Wintun Tribes. I believe you have referenced the Grindstone Community but I don't think you have mentioned the Cachil Dehe Band of Wintun which is located at the Colusa Rancheria nor the Cortina Band Kletsel Dehe located on the Cortina Rancheria.

I am not sure if your history about the naming of Colusa is correct or if is appropriate. Perhaps you should acknowledge the presence of the Colusa tribe on the Site at the time of the arrival of European trappers and explorers up the Sacramento River and at the time Will S. Green landed in Colusa. I am not sure why the document makes unnecessary references to tribal history especially assuming that Colusa had a Patwin genesis rather than a Wintun genesis.

I am attaching excerpts from the Will S. Green History from 1880 and an autobiography of John Bidwell which was included in the Justus Rogers History of 1891. The John Bidwell autobiography is really interesting but details the brutality of the time against native tribal people.

At you probably are aware the Waterboard has adopted an anti-racism and diversity equity and inclusion resolution and it probably would not serve GCID well to refer to tribal history incorrectly or ignore tribal history within the boundaries of GCID.

I will send you a couple more emails but I wanted to confirm what documents of overlapping and adjacent Mutual Water Companies/ Agencies have filed LAFCO documents:

Has RD 2047 filed any LAFCO Documents?

Has Sycamore Mutual Water Company filed any LAFCO Documents – do they need to since they are not a public Agency?

Has Colusa Drain Mutual Water Company filed any LAFCO Documents?

Has the Colusa Basin Drainage District filed any LAFCO Documents?

Has RD 479 any LAFCO Documents?

Thanks again for your time

Best Regards,

Ben King

From: Ben King <bking@pacgoldag.com>
Subject: GCID SOI Comments.
Date: March 27, 2023 at 1:10:00 PM PDT
To: John Benoit <j.benoit4@icloud.com>
Cc: Ben King <bking@pacgoldag.com>

Dear Mr. Benoit,

Here are my comments regarding the SOI document:

1. GCID was formed March 2, 1920 and comprised a large portion of the area that comprised RD 2047. RD 2047 was formed December 16, 1919 (see page 212 of Bulletin No. 37 of the 1930 DWR Publication.) A map and description for the GCID is on Page 58 of Bulletin No. 37

https://archive.org/details/financialgeneral37bontrich/_page/n1/mode/2up?view=theater

It is my opinion that the historical relationship between GCID and RD 2047 must be included in the SOI since it has been material since the inception of GCID and its material relationships with 6 other Public agency irrigation districts within the boundaries of RD 2047.

2. On June 2, 1953 , GCID and 5 other public agency irrigation districts entered into a 6 party agreement modifying the original plans for the flow of water down the Colusa Trough as proposed to the RD 2047 Board on June 17, 1921 by Charles D. St. Maurice. Mr. St. Maurice represented the County of Colusa and RD 2047 at the time. On July 16, 1954 the Six Party Agreement was expanded to include one mor public agency irrigation district. See the two agreements as attached.

It is important to note that the hydrological setting that RD 2047 and GCID was formed in. On Page 212 of DWR Bulletin No. 37 it is noted:

“Reclamation has been accomplished mainly by the construction of a

canal through the natural trough of the Colusa Drain to a connection with the back levee borrow pit of District No. 108 , thence to the Sacramento River at a point near Knights Landing”

3. The current Board for GCID includes Logan Dennis and Don Bransford is no longer President. John Amaro is the current President of GCID. I believe Don Bransford is still a member of the Board.

4. GCID has a material contractual relationship with the Tehama Colusa Canal Authority and may conduct water transfers with the TCCA. There is no discussion of this contractual relationship or how water transfers are approved by the Bureau of Reclamation. There is a reference to revenues on line 26 of the Budget that are derived from this contractual relationship but no background.

5. GCID states that it delivers water to the Colusa and Delevan Refuges but does not refer to any contractual relationship. Revenue is referenced on line 4 of the Budget

6. GCID refers to a contractual relationship with the Colusa Drain Mutual Water Company but does not reference any contractual relationship. Revenue from CDMWC is referenced on line 10 of the Budget – pages 20 and 21.

7. GCID is located within the boundaries of two Subbasins – the Colusa Subbasin and Corning Subbasin. It is a signatory to a Joint Powers Agreement with both the Glenn Groundwater Authority and Colusa Groundwater Authority. It is in a Cooperation Agreement with one other irrigation district and Glenn and Tehama Counties to the best of my knowledge regarding the Corning Subbasin.



8. GCID sometimes conducts out of basin water transfers which are subject to Glenn County and Colusa County ordinances restricting out of basin water transfers. GCID’s requirements of compliance with these ordinances should be noted in the SOI. Water Transfer Revenue is on line 10 of the Budget on Page 20.

9. The Groundwater Sustainability Plans for the Colusa Subbasin and Corning Subbasin have Measurable Objectives and Minimum Thresholds for the 5 Sustainability Indications. The GSP should address how GCID will be responsible for meeting the Minimum Thresholds for Surface Water Quality and Groundwater Quality. It is not clear to me that the surface water quality threshold mentioned in the SOI meets the GSP requirements for the two Subbasins.

10. GCID mentions that it purchases water in its Budget but there is no reference to contractual relationships for the purchase of water in the SOI.

11. GCID appears to operate a dam at the southeast corner of the Colusa Refuge but it does not appear that the dam is within the boundaries of GCID (See Maps in Sycamore Mutual Water Company attachment) The dam appears to be located within the jurisdiction of the Sycamore Mutual Water Company and potentially land within the boundary of the Colusa National Wildlife Refuge. This dam also acts as storage reservoir. There is no mention of the operation of this dam or storage reservoir in the SOI. There is no mention of a lease, license or other real property contractual relationship concerning this dam and reservoir. There is no mention of any permit for the construction and operation of the dam or reservoir. There is no mention about how this dam complies with Colusa County Ordinances regarding the obstruction of natural drainage. There is no mention about how this dam impacts downstream appropriative, riparian, or contractual rights to the water and natural water in the Colusa Trough. There is no mention about how this dam complies with FEMA regulations.

Thank you again for your time. I plan to send one more email to Chair Corona and Supervisor Bell regarding the covenant between T&M King Farms LLC and the County of Colusa not to obstruct natural flows of the Colusa Trough since they are Board Members for Colusa County. I will have some more historical maps and context in that email.

From: Ben King bking@pacgoldag.com 
Subject: GCID MSR/SOI Update Hearing Comments Relating To Dam in Colusa Basin Drain On South Border of Colusa National Refuge 
Date: March 29, 2023 at 7:16 PM
To: jcorona@countyofcolusa.com, jbell@countyofcolusa.com
Cc: John Benoit j.benoit4@icloud.com, Ben King bking@pacgoldag.com, Luke Steidlmayer luke@steidlmayerlaw.com, Ben King bking@pacgoldag.com

March 29, 2023

Supervisor Merced Corona
Chairman
Colusa County LAFCO
Flood/FEMA Ad-Hoc Committee

Supervisor Janice Bell
Colusa County LAFCO

Dear Supervisors Corona and Bell,

I am submitting these comments for your consideration at the upcoming LAFCo Hearing on April 6, 2023 regarding the update of the MSR and SOI for GCID and as Supervisor Corona's role as a Member of the Flood/FEMA Ad-Hoc Committee.

There is a dam located at the south east corner of the Colusa National Wildlife Refuge within the channel of the Colusa Basin Drain. This dam creates a reservoir of water that spreads north in the channel of the Colusa Basin Drain and spreads over a significant area to the east and west of the channel.

As Supervisor Corona may remember I raised the issue that this dam was restricting needed environmental flows at the Board of Supervisors Meeting on June 21, 2023. I have attached photos from the riparian habitat and dry channel as of August 5, 2023 attached to an email to the California Department of Fish and Wildlife. There is also a photo of the dam site on that date showing how much water is held back by the dam.

There are three general issues that I asked you to consider in your deliberations regarding the approval of the proposed MSR/SOI for GCID:

1. What public trust and environmental issues are relevant for your consideration. As you can see from the August 5, 2023 photos there was no viable water available for aquatic life in the channel and the wildlife and riparian habitat was in high stress conditions. What are the minimum in-stream requirements for the channel below the dam?
2. The channel of the Colusa Basin Drain was dug in the natural waterway of the Colusa Trough and should be considered from a public trust perspective as a natural waterway with minimum in-stream requirements. I have attached excerpt from page 57 of the 1881 History of Colusa County – please refer to the marked text about the ridge separating the Upper Basin and the Lower Basin and the narrow water way – this is our property and the place where my great grandparents settled in 1860. To the north is what was called the Upper Basin and later the Davis Tule before Davis Ranches constructed a level and drained

most of the Upper Basin which left the Colusa National Refuge as the remaining permanent wetlands. To the south was what was known as the Lower Basin and this tule area was reclaimed by RD 108 starting in 1871. Our historical property starts just north of the RD 108 and ends just south of the Hahn Road crossing at the Colusa Basin Drain. The attached Map from the 1891 History of Justus Rogers also highlights the natural hydrological and topographical setting below the dam.

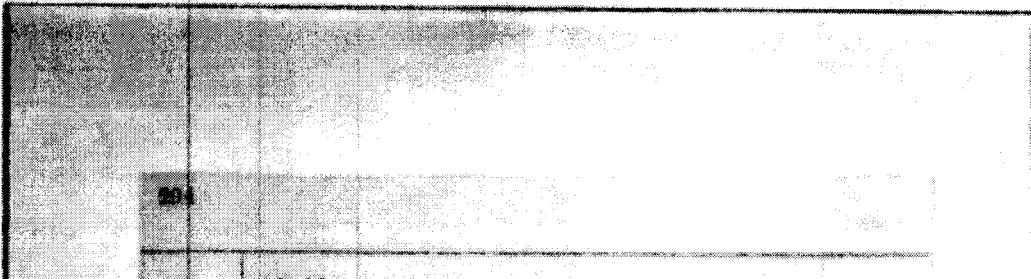
3. Our family has substantial property rights and public interest advocacy rights to demand that the County of Colusa and the State of California uphold the covenants granted my grandfather in 1920. This easement allowed for the drainage of the Upper Basin and enabled most of the Davis tule to be drained and the levee on the Davis property to be moved west to reclaim a substantial portion of the Davis Tule. Please refer to the Deed for the Easement dated August 12, 1920 where the covenants between my family and the County of Colusa and State of California are set forth. Please also refer to the second page of the Deed where the two covenants are marked: (1) not to stop the natural drainage and leave openings for the natural drainage and (2) not to prevent our family from full use of the natural water from sources north of our property.
4. Is the GCID MSR/SOI consistent with the historical understanding of stakeholder rights and the transparency provided by the RD 2047 SOI. The RD2047 SOI mentions that it was the understanding that none of the adjacent landowners could obstruct the channel of the channel of Colusa Basin Drain which is consistent with the legal rights my family retains in our Deed. Additionally, the RD 2047 has substantial disclosure about the 5 Party Agreement which was amended to be a 6 Party Agreement. There is no mention of this Agreement as Amended in the GCID document . Furthermore there was mentioned in a footnote that the 5(6) Party Agreement was going to be amended again to include the Colusa Drain Mutual Water Company pursuant to an action or disclosure item relating to the April 24, 2018 Board of Supervisors Meeting. Was this agreement with CDMWC ever consummated?
5. Whether or not this dam was constructed in compliance of Chapters 9 and 33 of the Colusa County Ordinances and/or complies with FEMA requirements. Was a permit obtain under Chapter 9 of the Colusa County Code? Does this dam comply with the prohibition against an encroachment of alteration of watercourse as set out in Chapter 33 which was recently revised pursuant to Ordinance 822. Does this dam comply with FEMA?
6. If GCID is in fact the operator of this Dam – does it own, lease or license the site of the dam and the reservoir? Does it need a permit from the State to construct or operate the dam? Does GCID need a permit or license to store the water in the reservoir? Does GCID own or lease the site where the water in the reservoir behind the dam is held?
7. Is the transparency and disclosure in the GCID regarding its material contact sufficient to meet LAFCo requirements. I have sent a separate email setting out the material public agency and contractual relationships that are not in the MSR/SOI which Mr. Benoit mentioned he would provide to you.

Thank you for your time and consideration

Best Regards,

Ben King
Manager
T&M King Farms, LLC

Mail Attachment	Except From	Map From 1891	August 1920
	Will S....rty.pdf	Colusa...rty.pdf	Easem...nia.pdf





State Water Resources Control Board

In reply refer to:
CID:6565

Ben King
P.O. Box 29
Colusa, CA 95932

Dear Mr. King,

The Division of Water Rights received your complaint on August 5, 2022, alleging that dams on the Colusa Basin Main Drain are impacting flows to the detriment of fish in the drain. The dams that you referenced operate as weirs that normally allow flow bypass. My assessment of the area you presented in the complaint is that natural stream-flow in the Colusa Drain does not exist or is de-minimus at this time of the season. Currently, it appears the dams are used to facilitate re-diversion of tail water and field drainage. Any issues, if they exist, would be under the purview of participating districts and water companies.

Since no measurable natural flow is entering Colusa Drain and the Division has no authority to manage purchase water agreements, the Division proposes to close this complaint within 30 days unless additional evidence is submitted to justify further investigation. If you have any questions concerning this matter, please contact Chuck Arnold of my staff at (916) 341-5634 or by email at chuck.arnold@waterboards.ca.gov.

Sincerely,



Robert P. Cervantes
Program Manager – Enforcement
Division of Water Rights

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

From: Ben King bking@pacgoldag.com
Subject: Excerpts From SOI For RD 2047
Date: March 30, 2023 at 10:23 AM
To: John Benoit j.benoit4@icloud.com
Cc: jcorona@countyofcolusa.com, jbell@countyofcolusa.com, Luke Steidlmayer luke@steidlmayerlaw.com, Ben King bking@pacgoldag.com



Dear Mr. Benoit,

This will be my final comments before the April 6th Hearing. I am copying Chair Corona and Supervisor Bell on this email since it relates to the email I sent last night regarding the County Code and the dam at the south eastern edge of the Colusa National Wildlife Refuge. I did not have access to the SOI for RD 2047 until I received it from you yesterday so my apologies for this addendum comment.

Here is an excerpt from Page 48 of the RD 2047 Excerpt:

“Even though no specific mention of water use was included in the right-of-way agreements, the consensus within the District was that the landowners had the right to use any water crossing their property **but that no obstruction could be allowed in the channel**. In order to accomplish the drainage plan described above, it was necessary that the District obtain the rights to use certain improvements and works of various districts located between the southern end of Reclamation District 2047 and Knights Landing.”

I would like to point out that the covenants in my Deed correspond with the historical consensus “**that no obstruction could be allowed in the channel.**” My question is how has this use of the channel changed from “no obstruction” to a dam that destroys aquatic and wildlife habitat in addition to violating covenants given in exchange for an easement. The GCID SOI should have this disclosure and provide an explanation for the existence and operation of the dam.

Another historical fact is that RD2047 was to include all of the area from Willow Creek to the top of RD108’s facilities. Right now the area south of the dam is without any public agency jurisdiction but only includes the jurisdiction of Colusa Drain Mutual Water Company which can not provide for delivery of water south of the dam without the operator of the dam releasing such water. Even last year the CDMWC should have been able to deliver 9 pct of its contractual rights with the USBR but was not able to due to the dam.

Regarding the “Five Party Agreement” – as I mentioned before none of the history or the existence of the Agreement is referenced in the GCID MSR/SOI. On Page 49 of the RD 2047 SOI there is reference to a plan to extend the Five Party Agreement to include Willow Creek Mutual Water Company and CDMWC – has that happened?

There is also a footnote 69 referencing:

69 COUNTY OF COLUSA BOARD OF SUPERVISORS, Melissa Kitts Deputy Clerk to the Board, 547 Market Street, Ste. 102, Colusa, CA 95932, (530) 458-0735, mkitts@countyofcolusa.com. April 24, 2018.

Do you know what this footnote is intended to reference? I don't believe that April 24th was a BOS Meeting Date and could not see anything on the Agendas for the Meetings before or after?

Finally in Footnote 68 there is reference to : **Reclamation District No. 2047, "Brief History and Responsibilities," May 31, 1996** Can you send me a copy of this document as soon as possible or provide any information about where I can obtain the Brief History and Responsibilities for RD 2047?

Thank you very much for your time and consideration

Best Regards,

Ben King

COLUSA LOCAL AGENCY FORMATION COMMISSION

Item 7

MEMORANDUM

April 6, 2023

To: Local Agency Formation Commission Commissioners
From: John Benoit, Executive Officer
RE: Proposed Budget for FY 2023-2024
Attachment: Budget Resolution 2023-0003
MSR and SOI Status Sheet

Since the passage of AB-2838 in 2000, LAFCO has become independent (as a result of legislative mandate) from the County. Before, operational costs of LAFCO were entirely paid by the County including costs staff time, legal services, miscellaneous office expenses, and insurance. The Legislature took the recommendation of the Commission on Local Governance for the 21st Century and concluded that LAFCO costs were to be paid by both the City and County and LAFCOs were to become entirely independent and by Special Districts if seated on LAFCO. In the latter case costs are to be split in equal thirds. Many costs have become more apparent since LAFCO is independent. Although in Colusa County LAFCO remains in the County's A-87 program, LAFCO's participation in this program is limited to accounting/auditing/financial services.

Since 2001 the legislature has given the Commission discretion over its own budget including Legal Services (Attorney), Executive Officer Services, Office Expenses, and the amount of funds allocated for MSR's and SOI's.

In the attached sheet, I have provided a "Proposed" budget based on the costs to provide LAFCO in light of various mandates. The Budget Committee has reviewed the proposed budget. This budget relies on carryover to be balanced.

The overall goal of this budget is to conduct LAFCO business in a proactive manner involving the Community and to meet the overall requirements of the Cortese-Knox-Hertzberg Act at a reasonable cost.

Municipal Service Reviews and Sphere of Influence updates continue in the upcoming year. Colusa LAFCO as most other LAFCO's is updating its service reviews and sphere updates, as necessary. To perform these updates Colusa LAFCO has set forth a policy to incrementally complete the MSR/SOI reports and updates without the need for substantial additional special funding.

SUMMARY OF PROPOSED EXPENSES:

Note: Most budgets remain essentially the same as the previous years with a few minor exceptions. The pandemic has had a minor effect on the LAFCo Budget.

The CALAFCO Dues have been increased by \$155.00 to \$1,527 as voted on by its Directors at the CALAFCO meeting. CSDA membership remains at \$500.00 therefore, the total for the membership category is \$2027.00.

1. The commission entered into an agreement with the City of Williams for \$3,000.00 per year. The County required a two-year back out from A-87. It has been two years so the total for this category is \$3,000.00.
2. The Special Districts Risk Management Authority has indicated a rate increase for FY 23-24 to 2,919 at this time the amount budgeted is therefore increased by \$.00.
3. There will be a proposed increase in the Reserve Fund this year, which is at \$70,000.

Transportation/Travel & Training The committee recommending \$6,500 combined for these two items. This represents funding for 2 or 3 commissioners to attend the annual conference in Monterey. Estimated costs for each Commissioner to attend the Calafco Annual Conference (October 18-20, 2023) is approximately \$1,900 per person including transportation, lodging for and conference registration and mileage from Colusa to Monterey. The justification for this expense is LAFCO Commissioners need to be informed decision makers. Commissioners need the tools to carry out their statutory responsibilities in a responsible manner. Training and interaction with Commissioners from other LAFCO's will assist those Commissioners in attendance to bring back ideas to be shared with the remainder of the Commission. Training is necessary to remain informed of changes in LAFCO law and procedures. This item also includes funds for a portion of Staff's expense to represent Colusa LAFCO at CALAFCO Activities.

Note: A decision as to the actual number of Commissioners anticipating attendance at the conference is needed before the final budget is approved.

Worker's Comp: Approximately \$50.00 is needed to cover the costs of Worker's comp for the Public Member and Public Member alternate.

Executive Officer - Staff Services Should the Commission grant a 4.8% employment cost index increase this year this category will increase \$2,451.46 from \$51,072.00 to \$53,523.46. This is up to the Commission. It is wise for many reasons to keep up with cost of living increases. In January 2023 the Commission approved fee increases based on the employment cost index. These costs would be passed through in part to pay increased employment costs.

The Executive Officer is charged with managing and performing the day to day operations of LAFCo.

Clerical Support: The Committee is recommending \$3,657 for clerk or clerical services. A LAFCO Clerk is necessary to record meetings to produce an accurate record and provide other miscellaneous duties. Assistance is needed in production and distribution of packets and miscellaneous analyst duties.

Webhosting: Budgeting in this category has been eliminated since staff manages the LAFCO webpage. Website costs (URL Registration, for example) are paid from the office expense category.

Legal Services Should the Commission grant a 4.8% employment cost index increase this year this category will increase \$1,225.73 from \$25,536.00 to \$26,761.73. This is up to the Commission. It is wise for many reasons to keep up with cost of living increases. In January 2023 the Commission approved fee increases based on the employment cost index. These costs would be passed through in part to pay increased employment costs.

LAFCO Counsel is needed to provide legal direction at meetings of the Commission and to protect LAFCO's interests where required. Project related legal costs would be billed to the project proponent through LAFCO's fee structure. Should the Commission wish to amend Counsel's contract, the contract information is as follows.

Liability Insurance: LAFCO is required to have insurance as an independent agency. Seven years ago, the Board of Supervisors made a final determination that LAFCO should have independent insurance. Therefore, LAFCO's bought insurance through the SDRMA. This year's cost is estimated at this time to be \$2,919.

Office Supplies This item covers copy costs, postage, and misc. office supplies. Expenses for FY 2023-2024 are expected to remain the same for postage, copies and office expenses at \$1,325.00. The Committee is recommending a minimal budget remain to cover expenses related to MSR's and SOI studies and to process additional projects. Copy and Postage expenses for MSR's and SOI's are included in this line-item budget.

Memberships As a condition of having SDRMA Insurance, a \$500.00 membership fee is required in the CSDA. In FY 2023-2024 the CALAFCO membership cost is \$1,527.00.

Legal Notices/Publications The Committee is recommending \$750.00 for this item. Legal notices are required by state law and must be prepared for Municipal Service Reviews and Sphere of Influence Updates, all public hearings before the Commission and protest hearings. Public hearing notices are required for many LAFCO actions. Cost overruns in this category will be fee supported.

Communications The Committee is recommending \$800. to cover communications. This amount will provide phone access to LAFCO by agencies and the public.

Special Projects: This line item is reserved for one-time projects requested by the Commission or staff. The LAFCO files need to be categorized and scanned into electronic format. The goal is to minimize the amount of space needed for retained files per LAFCO's record retention policy and to scan all the files for easy accessibility. Staff will begin the process of categorizing and scanning the files immediately in accordance with LAFCO's adopted records retention policy. This category also includes GIS mapping. The estimated amount to perform this function next year is \$5,000.00.

Sphere of Influence Updates and Municipal Service Reviews The Committee is recommending a budget of \$32,000, to cover the costs of working on Municipal Service Reviews and Spheres of Influence in accordance with the adopted work program as well as \$5,000.00 to cover the costs of G.I.S. Mapping.

Note: Given budgetary and time constraints, this work most likely will have to be completed by staff over several years. The use of consultants will require budget estimates significantly higher than stated. In addition, staff will have to review the consultant's work to ensure accuracy. It has been the experience of many LAFCO's that the Executive Officer has to re-write work prepared by consultants adding even more cost.

Contingency The Contingency fund for FY 2023-2024 is proposed to remain at \$10,000 and the reserve fund to be \$60,000. The justification of the General Reserve is to provide LAFCO with the funds necessary to initiate projects in accordance with its Bylaws and Policies for which funding does not exist. If, for some reason, LAFCO were to have a cost overrun or unanticipated expenses such as litigation during the fiscal year, LAFCO would have to formally request a loan from the Board of Supervisors. The Board of Supervisors has no obligation to fund such a loan.

See memo written by LAFCo Counsel regarding a recent lawsuit in San Luis Obispo County and LAFCo's obligation to pay attorney's fees.

COST OVERHEAD - A-87 Estimated cost with the City of Williams is \$3,000.00.

SUMMARY OF ANTICIPATED FEE DEPOSITS AND INTEREST

LAFCO may need to increase appropriations in various budgets if unanticipated revenue is realized through project applications. In the past, LAFCO has estimated the revenue for fee deposits and interest. The fee deposits do not become revenue until actual work is completed. This has been the case for the past three years. The amount anticipated is \$5,000.00.

CARRYOVER

This year LAFCO will not expend its entire budget. LAFCO has relied upon carryover to fund the next year's budget. An estimated unexpended general reserve and unexpended funds of approximately \$106,200 Most of this amount will be dedicated to maintaining the General Reserve and Contingency Funds.

WORK PROGRAM:

For FY 2023-2024 (see MSR and SOI status Spreadsheet)

1. Process LAFCo Applications as they are received.
2. City of Williams MSR and SOI
3. Review Park and Recreation Districts last reviewed in 2011

COSTS TO CITIES AND COUNTY:

The proposed cost to the Cities and the County is proposed to be \$112,013.18 for FY 2023-2024 an increase of \$13,904.19 from FY 22-23 amount of \$98,109.

RECOMMENDATION

1. Consider the above budget justification report, discuss and amend report and (or) the proposed budget as necessary.
2. Adopt LAFCO Resolution 2023-0003 approving a proposed budget for FY 2023-2024.

Resolution 2023-0003
of the
Colusa Local Agency Formation Commission
Colusa County, California

A Resolution of Colusa LAFCO Adopting a Proposed Budget for 2023-2024

WHEREAS, Colusa LAFCO is required by Government Code Section 56381(a) to adopt annually, following a noticed public hearing, a proposed budget by May 1st and a final budget by June 15th ; and,

WHEREAS, the Commission has prepared a proposed budget for public review; and,

WHEREAS, the Executive Officer has given notice of hearing in the form and manner specified by law for adoption of the proposed budget and upon the date, time and place specified in said notice of hearing, the Commission heard, discussed and considered all oral and written testimony submitted including, but not limited to, the approved budget priorities for Fiscal Year 2023-2024 and the Executive Officer's report and recommendations; and

WHEREAS, the Commission has considered the attached Budget in light of the requirements of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000;

NOW THEREFORE, the Colusa Local Agency Formation Commission does hereby determine, resolve, and order the following:

1. That Colusa LAFCO hereby adopts the attached proposed 2023-2024 proposed budget (see Exhibit A).
2. Directs the Executive Officer to transmit the proposed budget to the Auditor and all parties specified in Government Code Section 56381 (a) as promptly as possible.

PASSED AND ADOPTED by the Colusa Local Agency Formation Commission at a special meeting of said Commission held on April 6, 2023 by the following roll call vote:

AYES: -

NOES: -

ABSTAINS: -

ABSENT: -

Signed and approved by me after its passage this 6th day of April 2023

Merced Corona, Chair or
Greg Ponciano, Vice Chair, Colusa LAFCO

Attest:

John Benoit, Executive Officer

EXHIBIT "A"
FINAL 2023-2024 Budget 04060

REV, CATEGORICAL and CARRYOVER ESTIMATES	FINAL		FINAL		FINAL		FINAL
	2019-2020 Budget	2020-2021 Budget	2021-2022 Budget	2022-2023 Budget	2022-2023 Budget	Adopted	2022-2023 Budget
466920 City and County Contributions		\$ 115,745.00	\$	101,087.22	\$	93,798.00	
10100 Carryover Prior-Year	\$ 100,000.00	\$	93,181.00	\$	100,000.00	\$	106,200.00
Categoricals							
466920 Processing Fees	\$ (5,000.00)	\$ (5,000.00)	\$	5,000.00	\$	5,000.00	\$ 5,000.00
441900 Interest	\$ 1,200.00	\$ 1,200.00	\$	1,200.00	\$	400.00	\$ 400.00
TOTAL REVENUE AND CARRYOVER EST.	\$ 96,200.00	\$ 205,126.00	\$	207,287.22	\$	205,398.00	\$ 205,398.00
EXPENDITURES							
51035 Workers Comp	\$ 50.00	\$ 50.00	\$	50.00	\$	50.00	\$ 50.00
53180 Executive Officer Contract	\$ 48,000.00	\$ 48,000.00	\$	48,000.00	\$	51,072.00	\$ 51,072.00
53180 Clerical Support	\$ 3,657.00	\$ 3,657.00	\$	3,657.00	\$	3,657.00	\$ 3,657.00
53180 Legal Services (attorney contract)	\$ 24,000.00	\$ 24,000.00	\$	24,000.00	\$	25,536.00	\$ 25,536.00
53100 Liability Insurance	\$ 1,783.00	\$ 2,325.00	\$	2,497.22	\$	2,847.00	\$ 2,847.00
53170 Office Supplies	\$ 375.00	\$ 375.00	\$	375.00	\$	375.00	\$ 375.00
53171 Postage	\$ 500.00	\$ 500.00	\$	500.00	\$	500.00	\$ 500.00
53170 Copies	\$ 750.00	\$ 750.00	\$	750.00	\$	750.00	\$ 750.00
53150 Memberships	\$ 1,712.00	\$ 1,819.00	\$	1,808.00	\$	1,872.00	\$ 1,872.00
53250 Transportation and Travel	\$ 4,000.00	\$ 4,000.00	\$	4,000.00	\$	4,000.00	\$ 4,000.00
53251 Training	\$ 2,500.00	\$ 2,500.00	\$	2,500.00	\$	2,500.00	\$ 2,500.00
53190 Legal Notices and Publications	\$ 750.00	\$ 750.00	\$	750.00	\$	750.00	\$ 750.00
53060 Communications	\$ 1,400.00	\$ 1,400.00	\$	1,400.00	\$	800.00	\$ 800.00
53180 Special Projects -File Scanning/Complex projects	\$ 5,000.00	\$ 5,000.00	\$	5,000.00	\$	5,000.00	\$ 5,000.00
53180 Sphere of Influence Updates	\$ 16,000.00	\$ 16,000.00	\$	16,000.00	\$	16,000.00	\$ 16,000.00
53180 Municipal Service Reviews	\$ 16,000.00	\$ 16,000.00	\$	16,000.00	\$	16,000.00	\$ 16,000.00
53180 Mapping and Scanning	\$ 5,000.00	\$ 5,000.00	\$	5,000.00	\$	5,000.00	\$ 5,000.00
53229 A-87/Administration Fees	\$ 2,666.00	\$ 3,000.00	\$	5,000.00	\$	3,000.00	\$ 3,000.00
TOTAL EXPENDITURE BUDGET	\$ 134,143.00	\$ 135,126.00	\$	137,287.22	\$	139,709.00	\$ 139,709.00
59400 CONTINGENCY	\$ 10,000.00	\$ 10,000.00	\$	10,000.00	\$	10,000.00	\$ 10,000.00
RESERVE FUND	\$ 60,000.00	\$ 60,000.00	\$	60,000.00	\$	60,000.00	\$ 60,000.00
Expenditure total Expenditure Budget	\$ 134,143.00	\$ 135,126.00	\$	137,287.22	\$	139,709.00	\$ 139,709.00
TOTAL Funds needed for expenditures-Cont and Reserv	\$ 204,143.00	\$ 205,126.00	\$	207,287.22	\$	209,709.00	\$ 209,709.00
Estimated Revenue, Interest & Carryover	\$ 96,200.00	\$ 89,381.00	\$	106,200.00	\$	111,600.00	\$ 111,600.00
Amount to be apportioned to the Cities and the County	\$ 107,943.00	\$ 115,745.00	\$	101,087.22	\$	98,109.00	\$ 98,109.00

Colusa Local Agency Formation Commission

April 6, 2023

Honorable Cecilia Aguiar-Curry, Chair
Assembly Local Government Committee
1021 O St.
Ste. 6350
Sacramento, CA 95814

RE: SUPPORT of AB 1753, Local Government: Reorganization Omnibus Bill

Dear Chair Aguiar-Curry:

The Colusa Local Agency Formation Commission (LAFCo) is pleased to support the Assembly Local Government Committee Bill AB 1753, sponsored by the California Association of Local Agency Formation Commissions (CALAFCO), which makes technical, non-substantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (the Act).

This annual bill includes technical changes to the Act which governs the work of LAFCos. These changes are necessary as Commissions implement the Act and small inconsistencies are found or clarifications are needed to make the law as unambiguous as possible. AB 1753 currently makes minor technical corrections to language used in the Act. Colusa LAFCo is grateful to your Committee, staff, and CALAFCO, all of whom worked diligently on this language to ensure there are no substantive changes while creating a significant increase in the clarity of the Act for all stakeholders.

This legislation helps insure the Cortese-Knox-Hertzberg Act remains a vital and practical law that is consistently applied around the state. We appreciate your Committee's authorship and support of this bill, and your support of the mission of LAFCos.

Yours sincerely,

Merced Corona
Colusa LAFCo Chair

cc: Members, Assembly Local Government Committee
Jimmy MacDonald, Consultant, Assembly Local Government Committee
William Weber, Consultant, Assembly Republican Caucus
René LaRoche, Executive Director, CALAFCO