

LOCAL AGENCY FORMATION COMMISSION
COLUSA COUNTY
MINUTES OF MEETING
June 7, 2018

PRESENT:

JOHN LOUDON, County Member
ALFRED SELLERS, JR., City Member
TOM REISCHE, City Member
BRANDON ASH, Chair, Public
DENISE CARTER, County Member

ALSO PRESENT:

LORA CECCON, Clerk
JOHN BENOIT, Ex. Officer
P. SCOTT BROWNE, Legal
M. WINTERS, Public Alternate

1. Call to Order/Roll Call

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

2. Consider Minutes for May 3, 2018

On motion of J. Loudon, second by T. Reische, the commission approved the minutes for May 3, 2018, motion carried by roll call vote.

3. Public Comment – None

4. Consent Agenda – Moved to later on the agenda.

5. Correspondence: John reported that the correspondence received is related to the CCWD reorganization.

6. Request from the Colusa County Water District to review conditions of approval for the Annexations and Detachments to and from the District (File 2017-0001).

John stated that he has received color photos and letters; everything has been posted to the website.

D. Carter recommended, due to the concerns expressed by multiple people, that the decision Lafco made be vacated, and we start over fresh, making sure that everything is done correctly. John responded that there are two parts to this project; the detachments and the annexations. There is no problem with the annexations.

S. Browne stated that Lafco acted on this application, and there was no request for reconsideration within the 30 day requirement. There is no authority to re-open.

David R.E. Aladjem, attorney for the Colusa County Water District, stated that there will be many lawsuits if this continues down this path. The district would be happy to file a new petition for detachment, create jurisdiction and move

forward with a clean slate. S. Browne stated that he is concerned that Mr. Minasian's client would not agree. Mr. Aladjem responded that if it is conditioned upon his consent, the district will not be happy. He stated that the district is already being sued over this. More discussion followed.

Mr. Aladjem stated that everyone is happy with the annexations; they should move forward, there is no dispute. As far as the detachments, the district will re-file, and it will be exactly the same. Scott stated that we will hold off on completing the current proposal until the new one is considered.

Mr. Aladjem asked Lafco to schedule a public hearing date as this has already gone on too long. A Public Hearing was set for August 9, 2018 at 3:00 p.m.

7. **Public Hearing #1: Glenn Colusa Irrigation District (GCID) request to detach approximately 208-acres from the GCID (in Glenn County) and being in the City of Willows (Lafco File 2016-0001).**

3:31 – Opened Public Hearing

John presented information stating that this project has been going on for about 3 years. The area is about 208 acres in the city limits. They have prepared an environmental review; planned and zoned for urban development. Once the detachment is approved, they will receive city water. John assumes it was the Colusa Lafco that allowed the city to annex without being detached from the irrigation district; so, he is recommending approval of the SOI and approval of the detachment subject to the terms and conditions in the report.

3:40 – Closed Public Hearing

On motion of T. Reische, second by J. Loudon, the Commission approved Resolution 2018-0004 adopting a Sphere of Influence amendment for the Glenn Colusa Irrigation District consisting of removing 208-acres more or less of the incorporated territory from the District's Sphere of Influence, motion carried by roll call vote. (5-0-0)

8. **Request by LAFCo Counsel for amendment of his Legal Agreement to include costs and expenses for participation in Calafco Activities**

Scott explained the need for the amendment stating that he is already doing the work; it just isn't in the contract. The following language will be included under the "compensation" section of the legal agreement:

"The monthly payment is compensation not only for time spent directly on Colusa LAFCo business, but also for the substantial Attorney investment of time providing special seminars put on by Colusa LAFCo such as AB 1234 training and Best Management Practices for Small Districts, and also working with

CALAFCo, the Legislative Committee of CALAFCo, CALAFCo University, and attending and presenting in the CALAFCo conferences, all of which benefits Colusa LAFCo.

Client further agrees to reimburse all costs and expenses advanced by Attorney on behalf of client, such as facsimile charges, postage, photocopying, travel, legal research, conference registration fees, etc. When costs are incurred for joint CALAFCo projects and workshops such as those listed above, client will be billed only a proportionate share, i.e., the costs will be shared with Attorney's other flat rate LAFCo clients."

On motion of T. Reische, second by J. Loudon, the commission moved to authorize the Chair to sign the final contract amendment, motion carried by roll call vote.

9. Public Hearing #2: Final 2018-2019 LAFCo Budget

3:44 P.M. – Opened Public Hearing

John stated that the final budget is identical to the proposed budget. He informed the commission that a \$50,000 reserve is becoming inadequate and Lafco should consider adding to it.

3:46 p.m. – Closed Public Hearing

On motion of D. Carter, second by J. Loudon, the commission approved Resolution 2018-0006 adopting a final budget for FY 2018-2019, motion carried by roll call vote. (5-0-0)

3:47 p.m. – T. Reische left the meeting. Tom is interested in attending Calafco.

10. Review Proposed Letters of Support for SB-929, AB 2238 and AB 2268 considering support for the following bills:

- a. SB-929 (McGuire) Special District's websites**
- b. AB 2238 (Aguiar-Curry) LAFCo's and Hazard Mitigation Plan – General Plan Safety Elements**
- c. AB-2268 (Reyes) restoration of funding for inhabited annexations**

John stated that the letters are ready to go, and copies are included in today's packet.

On motion by D. Carter, second by J. Loudon, the commission authorized the chair to sign the letter in support of SB-929, motion carried by roll call vote.

On motion by A. Sellers Jr., second by J. Loudon, the commission authorized the chair to sign the letter in support of AB-2238, motion carried by roll call vote.

On motion by J. Loudon, second by A. Sellers Jr., the commission authorized the chair to sign the letter in support of AB-2268, motion carried by roll call vote.

11. Authorize Staff and Commissioners to attend the Calafco annual conference at the Tenaya Lodge near Yosemite October 3-5, 2018

John stated that, once again, the cost for staff to attend will be split between represented counties. J. Loudon and T. Reische will also attend. John will get the information to A. Sellers Jr.; he will consider attending as well.

Item #4. Consent Agenda

On motion of D. Carter, second by J. Loudon, the commission approved payment of claims for the month of May 2018, motion carried by roll call vote.

12. Calafco Achievement Awards 2018 (due August 1, 2018)

No nominations.

13. Consider nomination for the Calafco Board of Directors (due September 4, 2018): City Member or Public Member

No nominations.

14. Executive Officer's Report

John handed out copies of the Reclamation Districts MSR, SOI and map. All of this information has been posted to the website. John stated that the map shows all of the reclamation districts in the county. Since the commission just received copies, discussion will be postponed until the August meeting.

15. Commissioner Reports – Discussion - None

16. Adjourn to the next regular meeting 3:00 p.m. on July 5, 2018

There will be no July meeting; next meeting August 9, 2018 as a special meeting.

The meeting was adjourned at 4:08 p.m.