

Colusa Local Agency Formation Commission

Regular Meeting Agenda

Board of Supervisors Chambers

**546 Jay Street
Colusa, CA.**

Thursday – November 4, 2021

3:00 PM

1. Call to Order/Roll Call

Commissioners

Sajit Singh, (Williams, City)
Denise Carter (Chair, County)
Merced Corona (Vice-Chair County)
Brandon Ash (Public)
Greg Ponciano (Colusa, City)

Alternates

Merced Corona (County Alternate)
Tom Reische (City Alternate)
John Loudon, (Public Member Alternate)

Staff

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

**THIS MEETING IS A PHYSICAL MEETING AT THE BOARD OF SUPERVISOR'S ROOM AT
THE COLUSA COUNTY COURTHOUSE**

**The zoom link below is provided to increase PUBLIC access. It is anticipated all
LAFCo Commissioners will physically attend the meeting**

Topic: Colusa LAFCo

Time: Nov 4, 2021 03:00 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/81314198433?pwd=WmY3Ykt2K09TVGpCUi9TRnqvd1ExQT0>

9

Meeting ID: 813 1419 8433

Passcode: 290093

One tap mobile

+16699006833,,81314198433#,,,,*290093# US (San Jose)

+13462487799,,81314198433#,,,,*290093# US (Houston)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 436 2866 US (New York)
Meeting ID: 813 1419 8433
Passcode: 290093
Find your local number: <https://us02web.zoom.us/j/81314198433>

2. Consider Minutes from Sept 2, 2021

- a. *Consider approving the September 2, 2021 LAFCo minutes*

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

- a. *Payment of claims for the months of September and October 2021*

5. Correspondence:

6. Cheney-Wilson Reorganization including an annexation to the City of Colusa and a detachment from the Sacramento River Fire Protection District.

- a) *Receive Executive Officer's Report*
b) *Consider Resolution 2021-0008 approving the Cheney-Wilson Reorganization subject to terms and conditions.*

7. Discussion and Direction regarding new teleconferencing Legislation - AB 361 and possible adoption of Resolution 2021-0009 authorizing teleconference meetings

- a) *Consider Resolution 2021-0009*

8. Executive Officer's Report:

- a) *Cemetery District MSR and SOI*
b) *New Colusa LAFCo phone # (530) 619-5128*

9. 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

10. Next Colusa LAFCo meeting: December 2, 2021

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 56325.1

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,
Colusa LAFCO

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 are 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

Colusa Local Agency Formation Commission

CLAIMS

September and October 2021

Authorize payment of the following claims:

FY 2021-2022 Expenses
15,

Claims for September and October 2021:

Oct 1, 2021	Staff Svcs and Exp. -Oct 2021	\$ 4,245.10
8.16-21-9.15.21	Legal Svcs. P. Scott Browne	\$ 2,000.00
Oct 1, 2021	2022 CSDA membership	\$ 500.00
Nov 1, 2021	Staff Svcs October 2021	\$ 6,710.00
9.16.21-10.15.21	Legal Svcs. P. Scott Browne	\$ 2,000.00
TOTAL:		\$ 15,455.76
Reimbursement for phone service, which was cancelled		\$ 159.99

DATED: Nov 4, 2021

APPROVED: Nov 4, 2021

Denise Carter , Chair or Merced Corona , Vice-Chair
Colusa Local Agency Formation Commission

Attest:

John Benoit
Executive Officer

Expenditure Category City Coding	Executive Off. 7338	Off. Co 7320	Clerical Supp 7016	Workers Com 7321	Lgl Services 7315	Insurance 7339	Office Suppli 7322	Postage 7322	Copies 7322	Memberships 7319
	\$48,000.00	\$3,657.00	\$50.00	\$24,000.00	\$2,497.22	\$375.00	\$500.00	\$750.00	\$750.00	\$1,808.00
SDRMA Insurance 21-22						-\$2,573.06				
CALAFCo Dues 21-22										
Staff Svcs July 2021	-\$4,000.00									-\$1,308.00
Frontier phone forwarding	\$1.02									
Browne ending 7.15.21 #940					-\$2,000.00					
Calafco Conf. Regist 2021 Corona and Ponciano										
Staff Svcs August 2021	-\$4,000.00	-\$175.00							-\$25.00	
Browne ending 8.15.2021					-\$2,000.00					
Frontier phone July 7, 2021										
Staff Svcs September 2021	-\$4,000.00	-\$175.00							-\$10.00	
Browne ending 9.15.21					-\$2,000.00				-\$10.00	
Staff Svcs October 2021	-\$4,000.00								-\$10.00	
Browne ending 10.15.2021					-\$2,000.00					
2022 CSDA Membership Renewal										-\$500.00
Reimbursement from Front Phone										

Total Expended in FY 18-19	-\$15,998.98	-\$350.00	\$0.00	-\$8,000.00	-\$2,573.06	-\$24.95	\$0.00	-\$45.00	-\$1,808.00	
Total Remaining in FY 18-19	\$32,001.02	\$3,307.00	\$50.00	\$16,000.00	-\$75.84	\$350.05	\$500.00	\$705.00	\$0.00	

RESOLUTION NO. 2021-0009

A RESOLUTION OF THE COLUSA LAFCO OF THE AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE COMMISSION PURSUANT TO GOVERNMENT CODE SECTION 54953(e)

WHEREAS, Government Code section 54953(e), as amended by Assembly Bill No. 361, allows legislative bodies to hold open meetings by teleconference without reference to otherwise applicable requirements in Government Code section 54953(b)(3), so long as the legislative body complies with certain requirements, there exists a declared state of emergency, and one of the following circumstances is met:

1. State or local officials have imposed or recommended measures to promote social distancing.
2. The legislative body is holding the meeting for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
3. The legislative body has determined, by majority vote, pursuant to option 2, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

WHEREAS, the Governor of California proclaimed a state of emergency pursuant to Government Code section 8625 on March 4, 2020; and

WHEREAS, the COLUSA LAFCO desires to hold its public meetings by teleconference consistent with Government Code section 54953(e).

NOW, THEREFORE, THE COLUSA LAFCO DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Conditions are Met. The COLUSA LAFCO hereby finds and declares the following, as required by Government Code section 54953(e)(3):

1. The Governor of California proclaimed a state of emergency on March 4, 2020, pursuant to Government Code section 8625, which remains in effect.
2. The reasons for adopting this resolution are one or more of the following:
 - a. State or local officials have imposed or recommended measures to promote social distancing.

- b. The legislative body is holding the meeting for the purpose of determining whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
- c. The legislative body has determined that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

PASSED AND ADOPTED by the Colusa LAFCo, this 4th day of November 2021 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Denise Carter, Chair

Colusa Local Agency Formation Commission

ATTEST:

John Benoit, Executive Officer

COLUSA LOCAL AGENCY FORMATION COMMISSION,