

**Local Agency Formation Commission of Modoc County**  
**Meeting Minutes**  
**June 14, 2022**

**1. Call to order / Pledge of Allegiance**

Chair Mark Steffek called the meeting to order at 4:00 p.m. at the City Council Chambers located at 200 W. North Street in Alturas, CA and via Zoom. Commissioner Rhoads, Commissioner Coe, Commissioner Neer and Chair Steffek were present. Commissioner Lewis, Commissioner Nelson and Commissioner Byrne were absent. Public attending 2.

Staff Present: John Benoit, Executive Officer, Jennifer Stephenson, Deputy Executive Officer, and Macey Binning, Clerk.

**2. Approval of the Agenda (Additions and Deletions)**

Commissioner Rhoads made the motion to approve the agenda as presented; seconded by Commissioner Coe. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek. Motion passed unanimous.

**3. Correspondence - None**

**4. Consider Minutes for the April 12, 2022 LAFCO meeting**

Commissioner Coe has reviewed the minutes of April 12, 2022 and would like to amend the minutes on item #7 Public Hearing regarding the proposed 2022-2023 LAFCo Budget to state CALAFCo instead of LAFCo when referring to the due increase.

Commissioner Coe made the motion to approve the April 12, 2022 LAFCo meeting minutes with the amendment; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Neer, Coe, and Chair Steffek. Motion passed.

**5. Public Comment – None**

**6. Consent Agenda**

Commissioner Coe made the motion to adopt the consent agenda as follows: a.) Authorize the payment claims for April 2022 and May 2022; b.) Approve **Resolution #2022-0008** authorizing a remote teleconference meeting; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek. Motion passed unanimous.

**7. Public Hearing regarding the proposed 2022-2023 LAFCo Budget**

Commissioner Neer made the motion to open the public hearing regarding the proposed 2022-2023 LAFCo budget at 4:06 p.m.; seconded by Commissioner Coe. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek. Motion passed unanimous.

Executive Officer Benoit provided the Commissioners with a report on the changes to the budget. After discussion at the April 12, 2022 LAFCO meeting Mr. Benoit added a new budget line item for reimbursement for mileage for the Executive Officer to attend meetings as discussed.

With no further comments Commissioner Coe made a motion to close the public hearing at 4:08 p.m.; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek.

Motion passed unanimous.

Commissioner Rhoads made a motion to adopt **Resolution #2022-0007** adopting the final budget for Fiscal Year 2022-2023; seconded by Commissioner Neer. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek.

Motion passed unanimous.

**8. Consider First Contract Amendment with John Benoit for mileage reimbursement**

Commissioner Coe made a motion to approve the first contract amendment with John Benoit for mileage reimbursement effective July 1, 2022; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek.

Motion passed unanimous.

**9. CALAFCo Conference Matters**

Executive Officer Benoit considers nominations for a City Member or a Public Member for the CALAFCo Board of Directors. At this time there are no nominations.

Executive Officer Benoit informed the Commissioners that the annual CALAFCo conference will be October 19<sup>th</sup> – 21<sup>st</sup> in Santa Ana, CA. If anyone is interested in attending, Modoc County LAFCo has the funds available in the budget. Modoc County LAFCo will need to designate a voting delegate. This could be a LAFCo member or they can designate Mr. Benoit to vote on behalf of Modoc County LAFCo.

The Commissioner would like to revisit designating a voting delegate during the August 9<sup>th</sup>, 2022 LAFCo meeting when new members are participating.

**10. Discussion of 2022-2023 work program including the use of Grant Funds to prepare Service Reviews and Sphere updates**

Executive Officer Benoit would like to visit Modoc County regarding the progress of the REAP Grant. The funds for this grant will be used to update Service Reviews and Sphere of Influences for City of Alturas, Adin, and Canby. They will need to follow Modoc County's procurement process.

Mr. Benoit believes district consolidation needs to occur in Modoc County to be in compliance.

Commissioners warn Mr. Benoit the Fire Districts are not in agreement to consolidate at this time.

Commissioner Rhoads is aware of a Fire District and Cemetery District that are willing to consolidate.

Executive Officer Benoit plans to visit with Modoc County Clerk Stephanie Wellemeyer regarding the districts. Mr. Benoit received an inquiry for the Southfork Irrigation District. This District consist of a five-member Board of Directors that are landowners. These Board of Directors only need to own property within the district, and are not required to live within the district. Members of the Southfork Irrigation would like for this to change and have the Board of Directors live within the district. Mr. Benoit advised them that would need to file an application with the Modoc County LAFCo. Then Modoc County LAFCo can change the operating act of the Southfork District by resolution.

**11. Executive Officer's Report**

Executive Officer Benoit reports the proposed Senate Bill 938 Hertzberg would change the LAFCo protest process. Currently there is a 10% threshold. This new Senate Bill would raise the threshold to 25%. Mr. Benoit would recommend at the Commissioners' pleasure to send a letter of support for Senate Bill 938 Hertzberg once it has reached the Governor.

**12. Commissioners Reports – Discussion**

Chair Steffek announced at the next City Council meeting, which will be held June 21, 2022, the City Council will hold a public hearing regarding proposing a sewer rate increase. Mr. Steffek informed the Commissioners that the City Council has voted to close the Municipal Swimming Pool for the 2022 season. While traveling Mr. Steffek came across another City that is struggling with the same issues.

**13. Adjourn to the next regular meeting on August 9, 2022**

There being no further business to come before the Commission. Motion made by Commissioner Rhoads to adjourn at 4:41 p.m.; seconded by Commissioner Coe. In favor were Commissioners Rhoads, Neer, Coe and Chair Steffek.  
Motion passed unanimous.