

Local Agency Formation Commission of Modoc County

Meeting Minutes

February 9, 2021

1. Call to order / Pledge of Allegiance

Pursuant to the Governor's Executive Order N-25-20 and N-29-20 dated March 12, 2020 and March 17, 2020, Chair Coe called the meeting to order at 4:02 p.m. via zoom. Commissioner Rhoads, Commissioner Nelson, Commissioner Steffek and Chair Coe were present. Commissioner Neer, Commissioner Lewis and Commissioner Byrne were absent. Public attending 4.

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

2. Approval of the Agenda (Additions and Deletions)

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

3. Correspondence: Calafco Calendar

Executive Officer Benoit provided the Commissioners with the 2021 Calafco event calendar. Mr. Benoit requests if the Commissioners are interested in an event listed to notify him.

4. Consider Minutes for the December 8th, 2020 LAFCo meeting

Commissioner Nelson made the motion to approve the December 8, 2020 LAFCo meeting minutes; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

5. Public Comment

Executive Officer John Benoit received a letter from Jeanne Goldman for Public Comment and read the letter to the Commissioners. In the letter Mrs. Goldman states that she had been recently appointed to the Board of Directors of the Surprise Valley Health Care District, and that this statement is to show progress towards completing the MSR request that was distributed to the Surprise Valley Health District in 2018. Mrs. Goldman informed the Commissioners that since January 2018 the SVHCD has been in bankruptcy. On January 5, 2021 the SVHCD had a hearing where it was declared that Wipfli (SVHCD Financial Advisor) has obtained audited financials for 2017-2019 fiscal years. They will have a status hearing with the Court March 16, 2021, and hope to have the 2018/2019 audit approved by the SVHCD Board before the hearing. Mrs. Goldman hopes to give a status update at the April LAFCo meeting.

6. Authorize payment of Claims for December, 2020 and January, 2021

Commissioner Rhoads made the motion to authorize the payment claims for December 2020 and January 2021 with the amendment to adjust the line item for December 8, 2020 meeting stipends from \$400.00 to \$500.00; seconded by Commissioner Steffek. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

7. Daphnedale CSD – Discussion with Board Members

Executive Officer Benoit has prepared a document to inform the Commissioners about the process of establishing a Subsidiary District and the history of the Daphnedale Service District. Mr. Benoit presented this to the City of Alturas during their Council Meeting and was directed that the City will initiate the Subsidiary District request, at the request of the Daphnedale Service District to be dissolved. It is ideal for the City to initiate the request rather than LAFCo. If LAFCo were to initiate the law requires a higher standard for protest which means a greater chance of this failing. Mr. Benoit would like to schedule a zoom meeting between the City of Alturas, Lakeport City Manager, and Lakeport Public Works Director to discuss how a Subsidiary District is established and operated. The City will wait to receive minutes from Daphnedale Service District then prepare a resolution.

Steve Riley of the Daphnedale Board informed the Commissioners that the Daphnedale Service District had a meeting and the Board Members agreed to proceed with the dissolution of Daphnedale Service District.

Commissioner Steffek agrees a meeting with Lakeport would be beneficial. Mr. Steffek would also like to see Daphnedale provide the minutes to the City within two weeks as documentation to move forward.

Director of Public Works Jason Diven informs the Commissioners the City of Alturas plans to annex a site for the new Sewer Treatment Plant and wonders if these processes need to coincide together.

Executive Officer Benoit recommends keeping these separate.

8. Workshop regarding the Work Program for FY 2020-2021 Fiscal Year

Executive Officer Benoit provide the Commissioners with a list of agencies and the status of their last MSR and SOI and asked the Commissioners which ones would they like to see prioritized to complete in 2021 due to budget constraints. Mr. Benoit would like to complete the Surprise Valley Health Care District.

Commissioner Steffek would like to see Cedarville Water District and the Cemetery Districts to be reviewed since the last review was in 2010.

Chair Coe asks about consolidation of the Cemetery Districts, and if they are interested, would the MSR and SOI need to be completed prior to consolidation?

Mr. Benoit confirmed that the MSR and SOI would need to be done before consolidation.

Chester Robertson would like to the City of Alturas MSR and SOI to be updated since that was in their housing element application to help receive grant funding for the update. This would help both the County and City comply with the housing element requirements and with LAFCO fees. However, there has not been a confirmation for this grant funding. If this funding is provided Adin may also be available for this funding to update their MSR and SOI to show future development is available.

Mr. Benoit announces the proposed budget hearing will be April 13th, so he will keep in mind the proposed priorities. After discussion it was agreed that Surprise Valley Health District, Cedarville Water District, California Pines Service District, the City of Alturas, Cemetery Districts and Adin would have MSR's and SOI's updated.

9. Executive Officer's Report

Executive Officer Benoit reminds Commissioners that their 700 forms are due by April 1, 2021. They will need to turn in their 700 Form to the County Clerk Stephanie Wellemeyer.

Mr. Benoit reiterates that he will be reviewing and updating the budget scheduler for 2021-2022, bylaws, fee schedule, application forms and the records retention policy. Once he has reviewed and updated these items, he will present them to the Commissioners for approval. This will remain on the agenda as a reminder until completed.

10. Commissioner Reports – None

There being no further business to come before the Commission. Motion made by Commissioner Nelson to adjourn at 4:50 p.m.; seconded by Commissioner Rhoads. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous