

Local Agency Formation Commission of Modoc County

Meeting Minutes

June 8, 2021

1. Call to order / Pledge of Allegiance

Chair Coe called the meeting to order at 4:00 p.m. in City Council Chambers at 200 W. North Street in Alturas, CA. Commissioner Rhoads, Commissioner Nelson, Commissioner Steffek, and Chair Coe were present. Commissioner Lewis, Commissioner Neer, 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:

Executive Officer Benoit reviewed with the Commissioners CALAFCo award categories and nomination process. The award ceremony will take place in October, 2021 at the annual CALAFCo conference. Mr. Benoit encourages the Commissioners if they would like to nominate someone to please do so. Executive Officer Benoit also informs the Commissioners that they can nominate someone to serve as an Officer of the CALAFCo Association for the Northern Region. Currently there is a County Representative seat available. These are two-year terms.

4. Consider Minutes for the April 13th, 2021 LAFCO meeting

Commissioner Rhoads made the motion to approve the April 13, 2021 LAFCO meeting minutes; seconded by Commissioner Nelson. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

5. Public Comment – None

6. Authorize payment of Claims

Commissioner Rhoads made the motion to authorize the payment of claims for April, 2021 and May, 2021; seconded by Commissioner Steffek. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

7. Public Hearing – Dissolution of the Daphnedale Community Services District and Concurrent Formation of the City of Alturas Municipal Sewer District.

Chair Coe opened the public hearing at 4:10 p.m.

Executive Officer Benoit presented the history of the formation of the Daphnedale Service District which occurred in the 1976. The purpose of this District was to obtain a grant to perform waste water collections that would connect to the City's system. The people within this District paid a fee

that was collected by the County Assessor then distributed to the District to pay the City of Alturas. Since this formation new regulations have been set in place which make it hard for the District to comply with District requirements. It has also caused the District to be delinquent in payment by \$60,000.00. The best solution will be to create a Subsidiary District called City of Alturas Municipal Sewer District. This will allow for the City to maintain the lines and comply with regulations. This will also allow the City to collect payment directly. If this process occurs the City will then assume Daphnedale's assets.

Chair Coe asks for in favor comments.

Nick Bennett inquires if this process continues will it annex the Daphnedale Service District into the City Limits.

Executive Officer Benoit responds that it will not annex the Daphnedale Service District into the City Limits.

David Shock has two different houses on one lot and was wondering how the City would set up billing. Other than the question regarding billing Mr. Shock is in favor of the Subsidiary District.

Joann White is in favor of the Subsidiary District.

Chair Coe asks for opposed comments.

None were presented to the Commissioners.

Hearing was closed at 4:25 p.m.

Executive Officer Benoit added the Daphnedale Service District and adjacent landowners received written notice of the dissolution and creation of the Subsidiary District. Mr. Benoit didn't receive protest from anyone within the Daphnedale Service District. The next step will be to publish a notice of the formation of the City of Alturas Municipal Sewer District.

Commissioner Rhoads made the motion to adopt **Resolution #2021-0003** approving the Dissolution of the Daphnedale Community Service District subject to terms and conditions; seconded by Commissioner Nelson. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

Commissioner Rhoads made the motion to adopt **Resolution #2021-0004** approving the formation of the City of Alturas Municipal Sewer District; seconded by Commissioner Steffek. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

8. Public Hearing - Final 21-22 LAFCo Budget

Chair Coe opened the public hearing at 4:34 p.m.

Executive Officer Benoit informed the Commissioners they reviewed the proposed 2021/2022 LAFCo budget during the April meeting. The requested changes from the April meeting have been made. Mr. Benoit informs the Commissioners that Modoc County has not paid their 2020/2021 share and advises them to do so before year end.

No further comments were presented to the Commissioners

Hearing was closed at 4:37 p.m.

Commissioner Steffek made the motion to adopt **Resolution #2021-0002** approving the final budget; seconded by Commissioner Nelson. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous

9. Executive Officer's Report

Executive Officer Benoit announces he will be reducing his time with the other LAFCo counties. He will continue to serve Modoc County LAFCo for a few more years but will be introducing Jennifer _____. Jennifer will also help conduct with the planned Sphere of Influence and Municipal Service Reviews. Mr. Benoit informed the Commissioners that the Fire Districts may want to consider consolidation. Even if you are an Independent District an audit is still required. He knows that Modoc County OES is working on this issue.

10. Commissioner Reports

Commissioner Steffek would like to thank the Commissioners for helping with the Dissolution of the Daphnedale Community Services District and Formation of the City of Alturas Municipal Sewer District.

There being no further business to come before the Commission. Motion made by Commissioner Rhoads to adjourn at 4:47 p.m.; seconded by Commissioner Nelson. In favor were Commissioners Rhoads, Nelson, Steffek, and Chair Coe.

Motion passed unanimous