

## Local Agency Formation Commission of Modoc County

### Meeting Minutes of December 13, 2016

#### 1. Call to Order/Pledge of Allegiance

Chair Rhoads called the meeting to order at 4:00 p.m., in the City Council Chambers, Alturas City Hall. Commissioners David Allan, John Dederick, Jim Irvin, Jerry Shea, and Kathie Rhoads, were present. Public Member Alternate Richard Read was also present.

Staff Present: John Benoit, Executive Officer

Pledge of Allegiance

#### 2. Approval of Agenda (Additions and Deletions)

Commissioner Irvin made the motion to approve the agenda; seconded by Commissioner Dederick. All in favor.

#### 3. Correspondence

Each Commissioner was provided a copy of October 2016 Calafco journal publication of *The Sphere* that includes the 2016 Annual Report to the Membership.

#### 4. Consider Minutes for October 4, 2016

Commissioner Shea made the motion to approve the minutes; seconded by Commissioner Allan. All in favor: Allan, Irvin, Shea, Rhoads; abstain: Dederick.

#### 5. Public Comment

No public comment.

#### 6. Ratify Claims for October 2016 and Authorize Payment of Claims for November 2016

Commissioner Shea made the motion to approve; seconded by Commissioner Allan. All in favor.

#### Public Hearing:

#### 7. Service Review and Sphere of Influence Update for Lighting Districts in Modoc County: Adin, Canby, Cedarville, Fort Bidwell and Eagleville Lighting Districts

- a. *Review service review and sphere of influence update report and conduct public hearing.*

Chair Rhoads called the Public Hearing to order at 4:02 p.m. Executive Officer Benoit provided the staff report. A draft Municipal Service Review/Sphere of Influence (MSR/SOI) Update was reviewed at the August 9, 2016 meeting during a workshop. has declined since the District formed in 1963.

Chair Rhoads asked if there was any further discussion. Commissioner Shea asked Executive Officer Benoit if he had any further concerns or comments. Executive Officer Benoit stated that he had a few questions, but nothing that would warrant holding up approval.

- b. *Consider Resolution 2016-0008 adopting a service review for services provided by the Adin, Canby, Cedarville, Fort Bidwell and Eagleville Lighting Districts.*

Commissioner Shea made the motion to approve Resolution 2016-0008; seconded by Commissioner Dederick. All in favor.

- c. *Consider Resolution 2016-0009 adopting a sphere of influence update for the Adin, Canby, Cedarville, Fort Bidwell and Eagleville Lighting Districts.*

Commissioner Allan made the motion to approve Resolution 2016-0009; seconded by Commissioner Irvin. All in favor.

#### **Other Items:**

#### **8. Adopt Regular Meeting Schedule for 2017**

The regular meeting schedule for 2017 was contained in the meeting packet and was reviewed by the Commissioners.

Commissioner Shea made the motion to adopt; seconded by Commissioner Dederick. All in favor.

#### **9. Review of the 2016 Annual Calafco Conference**

Executive Officer Benoit gave a brief overview of the Calafco Conference which was held October 26<sup>th</sup>-28<sup>th</sup> in Santa Barbara with the theme of "Orchards to Oceans". The legislative review was included in the meeting packet for review by the Commissioners. One piece of legislation, introduced by Senator Louis Wolk, would force cities to annex identified disadvantaged communities with any other annexation. Senator Wolk ended up withdrawing the bill, but the issue will likely stick around.

Discussion regarding Daphnedale took place. Concern was expressed about the many issues including the lack of the functioning of the District's Board and identifying a solution.

Generally, it was a good conference with the typical presentation given on "nuts and bolts" type of topics such as Geographic Information Systems (GIS), city annexations and incorporations. One example of a recent proposal for a failed city incorporations was Squaw Valley which failed because it couldn't pencil out. The three top issues focused on in presentations were: water, disadvantaged communities, and environmental justice. Overall it was a good conference. A very interesting keynote speech was given by Jean-Michel Cousteau, son of Jacques Cousteau. The representation of the North State was strong which is a positive sign since the conference can be very Southern California oriented at times.

#### **10. Correspondence**

Repeat of Item #3.

#### **11. Executive Officer's Monthly Report**

The certificates for the November 3, ethics training should be sent out for those who attended. certificates should be being sent out but will be checking in on those. Commissioner Shea stated that they were supposed to be sent to the e-mail addresses of those who attended but that they hadn't been received yet.

- a. *Newell County Water District.* Executive Officer Benoit received a recent call from a concerned water user that the Board of Directors is not doing their job. Unfortunately, there is no overall oversight agency of special districts. In the case of the Newell County Water District, they seemed to be making progress a few meetings ago but have a lot of issues to take care of which will take time.

Also, another issue has come up with the Shasta Cascade Ambulance District because the residents of the Day Bench were with the mapping of the District. These residents may want to separate from the District which could cause future problems for the new District's fees.

Executive Officer Benoit express concern about the date of the February meeting with the holidays that month. He would like to sync the meeting date with some other meetings he has in other nearby counties. He is looking at February 28<sup>th</sup> but will send out an e-mail in a few weeks about the meeting date.

Discussion took place regarding topics and issues for future meeting agendas. The Daphnedale Community Service District water system was specifically discussed. County Auditor Stephanie Wellemeyer has conveyed to Executive Officer Benoit several time that there are ongoing fiscal issues with Daphnedale. Commissioner Dederick noted that Daphnedale water system is definitely a problem for the City, especially with missed payments. The City has no enforcement mechanism to collect missed payments. A few potential solutions were discussed. Executive Officer Benoit suggested that a "Subsidiary District" might be one of the better options where the City Council would act as the Directors but the district would be separate from the City. However, the Daphnedale homeowners would have to vote on it the creation of a Subsidiary District.

## **12. Commissioner Reports - Discussion**

No commissioner reports.

## **13. Adjourn to next regular meeting – February 14, 2017**

The meeting date for the February meeting was previously discussed during Item #11.

There being no further business to come before this Commission; Commissioner Dederick made the motion to adjourn the meeting; seconded by Commissioner Allan. All in favor.

With no further business the meeting adjourned at 4:32 p.m.