

Modoc Local Agency Formation Commission

REGULAR MEETING AGENDA

Website: www.modoclafco.org

TUESDAY
February 14, 2023

City Council Chambers
Alturas City Hall
200 North Street, Alturas, CA 96101

4: 00 PM

(All meeting materials are available on LAFCo's Website: www.modoclafco.org)

Topic: Modoc LAFCo

Time: Feb 14, 2023 04:00 PM Pacific Time (US and Canada)

Join_Zoom_Meeting:

<https://us02web.zoom.us/j/82832254211?pwd=amZFRWF5OUUpGaUtCeHBGUHBOXOXY0QT09>

Meeting ID: 828 3225 4211

Passcode: 094234

One tap mobile +16699006833,,82832254211#,,,,*094234#

US (San Jose) +16694449171,,82832254211#,,,,*094234#

US Dial by your location +1 669 900 6833 US (San Jose)

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

Commissioners

Cheryl Nelson, Vice-Chair, City Member

Ned Coe, County Member

Marie Neer, Vice Chair Public Member

Paul Minchella, City Member

Kathie Rhoads, Chair, County Member

LAFCO Staff

John Benoit, Executive Officer

Jennifer Stephenson, Dep. E.O.

Scott Browne, LAFCO Counsel

Alternate Members

_____, Public Member Alt.

Shane Starr, County Member Alt.

Kelly Crosby, City Member Alt

Macey Binning, Clerk

2. Approval of the Agenda (Additions and Deletions)

3. Correspondence:

4. Consider Minutes for the December 13, 2022 LAFCo meeting

- a. *Approve LAFCo minutes for the December 13, 2022 meeting*

5. Public Comment

This is the time set aside for citizens to address the Commission on any item of interest to the public that is within the subject matter jurisdiction of the Commission. For items that are on the agenda, public comment will be heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the Commission after the public hearing is opened for public testimony. The Chair reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the Commission cannot make decisions on matters not on the agenda.

6. Consent Agenda

- a. *Authorize payment of claims for December 2022 and January 2023*

7. Discussion regarding AB2449

- a. *Review memo regarding AB 2449.*

8. LAFCo's FY 2023-2024 workplan

- a. *Review Service Review and Sphere of Influence Spread Sheet*

9. Upcoming projects:

- a) *Canby CSD Engineering Report*
- b) *Canby CSD and Canby Fire Merger*
- c) *Countywide Pest Abatement District with benefit zones*
- d) *Alturas City MSR and SOI*

10. Executive Officer's Report

11. 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.

12. Adjourn to the next regular meeting on April 11, 2023

*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*

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.

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).

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 a specified time. 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 area available for review for public inspection in the Modoc County Planning Department office located at on 203 W. 4th Street, Alturas CA. [such documents are also available on the Modoc LAFCO website (www.modoc.lafco.ca.gov) 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

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Modoc LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals; they may be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660. 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 email at j.benoit4@icloud.com Copies of reports to the extent feasible are located on the LAFCO webpage at: www.modoclafco.org

Local Agency Formation Commission of Modoc County
Meeting Minutes
December 13, 2022

1. Call to order / Pledge of Allegiance

Chair Kathie Rhoads 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 Coe, Commissioner Neer, Commissioner Minchella, Commissioner Nelson, and Chair Rhoads were present. Commissioner Starr and Commissioner Crosby were absent. Public attending 6.

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

2. Approval of the Agenda (Additions and Deletions)

Commissioner Minchella made the motion to approve the agenda as presented; seconded by Commissioner Nelson. In favor were Commissioners Neer, Coe, Minchella, Nelson and Chair Rhoads.

Motion passed unanimous.

3. Correspondence – None

4. Consider Minutes for the October 11, 2022 LAFCO meeting

Commissioner Coe made the motion to approve the October 11, 2022 LAFCo minutes; seconded by Commissioner Minchella. In favor were Commissioners Neer, Coe, Minchella, and Chair Rhoads. Commissioner Nelson abstained.

Motion passed.

5. Public Comment – None

6. Consent Agenda

Executive Officer Benoit informed the Commissioners teleconferencing procedures will be changing January 2023 with Assembly Bill 2449. Modoc LAFCo will continue to use Zoom only for the public to attend.

Commissioner Coe made the motion to adopt the consent agenda as follows: a.) Authorize payment of claims for October 2022 and November 2022; b.) Adopt LAFCo **Resolution #2022-0013** authorizing a remote teleconferencing meeting; c.) Approve LAFCo’s regular meeting calendar for 2023; d.) Approve Facility Use Agreement for use of City Council Chambers for 2023; seconded by Commissioner Minchella. In favor were Commissioners Neer, Coe, Minchella, Nelson and Chair Rhoads.

Motion passed unanimous.

7. Lookout Pest Abatement District – Discussion regarding questions posed by the Lookout Pest Abatement District and the possible formation of a CSA

Executive Officer Benoit informed the Commissioners the Board of Directors for the Lookout Pest Abatement District were attending via zoom. Attending were Rob Erickson, Jimmy Nunn, and Leonard Larson. Modoc County Administrative Officer Chester Robertson and the Lookout Pest Abatement District had a meeting and now have questions regarding formation of a County Service Area (CSA). Mr. Benoit felt it would be appropriate to discuss these questions

during the LAFCo meeting for all parties to be informed. Mr. Benoit proposed a few options. The first is to convert the Lookout Pest Abatement District to a County Service Area. By doing this the Lookout Pest Abatement District Board of Directors would cease and the County Service Area Board would become the Modoc County Board of Supervisors. The next option is to have a County Wide Pest Service Area. By doing this they could have benefit zones within the County Wide Pest Service Area and the Board would be the Modoc County Board of Supervisors. Depending on the option they would like to proceed Mr. Benoit explained the process. The cost to complete this transition would be minimal. The current assessment collected would continue towards the pest abatement zones.

Rob Erickson explained the reason the Lookout Pest Abatement District started researching options is due to expensive insurance fees.

Executive Officer Benoit explained if they switched to a County Service Area or County Wide Service Area they would be covered under Modoc County's insurance policy.

Leonard Larson inquires if they switched to a County Wide Service Area what would happen to the current boundary lines?

Mr. Benoit replied the districts would be dissolved. However, the boundaries of the separate pest abatement areas would remain. Which would be the benefit zones. These zones would generate their own funding collected from current assessments to be used for that zone. The only difference would be the Board of Supervisors would be manage and comply with all regulations required.

Leonard Larson asked for clarification on if they were to form a County Wide Service Area all current members of the Lookout Pest Abatement District would have to agree on dissolution of the district?

Mr. Benoit explained by doing a County Wide Service Area this expands to all of Modoc County not just the Lookout Pest Abatement District. If this was just the dissolution of the district, then they would notify the Lookout Pest Abatement District and hold a protest proceeding which would take three to four months to complete. If 25% of the voters protest this action, then it could not move forward.

Rob Erickson inquires if a County Service Area is formed the current Lookout Pest Abatement District Board could remain as advisory committee to the Modoc County Board of Supervisors?

Mr. Benoit replied that is correct. The district itself would be dissolved and the County could manage the district with an advisory committee.

Leonard Larson is concerned if a conflict arises the advisory committee's recommendation may not be followed.

Mr. Benoit believes this would be a rare occasion. Mr. Benoit advises the Lookout Pest Abatement District when drafting their Resolution to dissolve the Lookout Pest Abatement District and become a County Service Area they should clearly state a plan for services within the Resolution.

Jimmy Nunn inquires what to expect as a time frame for this to be finalized.

Mr. Benoit replies due to State mandated timelines it would take 4 to 6 months to be finalized. Mr. Benoit will provide a template for the plan of services for the Lookout Pest Abatement District to start drafting their plan.

8. LAFCo’s work plan and the upcoming Alturas City MSR and SOI – Discussion

Executive Officer Benoit informed the Commissioners that because Modoc County has funding through the REAP grant to conduct a Sphere of Influence and Municipal Service Review for the City of Alturas there is a procurement process. Mr. Benoit will submit a statement of qualifications and a proposal to Modoc County to conduct the Sphere of Influence and Municipal Service Review for the City of Alturas.

9. CALAFCo’s White Paper Planning for a Sustainable and Predictable Future – Clarifying LAFCo’s authority to determine Government Code Section 56133 e Exemption Eligibility

Executive Officer Benoit explained LAFCo has had an issue for years with interpretation of when a district is exempt, and who determines the exemption. Apparently, some districts are making the determination that they are exempted. However, this needs to be LAFCo’s determination per Government Code Section 56133e Exemption Eligibility. Two of the same districts (example: two pest districts) may consolidate and be exempted. However, if the districts expand to include a bigger service area that wasn’t originally in the districts or changing the functions of the district they are not exempt. Another that is exempt is if districts have an intertie for emergencies only.

Commissioner Coe asks for clarification on “These exemptions have sometimes been utilized improperly as a “loophole” by local agencies to bypass LAFCo altogether; from executing contracts to sell water during a drought and utilizing a self-determined definition of “surplus water,” to providing new and extended services which should be subject to thorough and transparent consideration by LAFCo on behalf of the general public”. Mr. Coe states that by doing this it isn’t a service being provided but a product.

Mr. Benoit replies that pursuant to State Law that is allowed.

10. Discussion regarding the Calafco Annual Conference in Orange County

Executive Officer Benoit attended the CALAFCo annual conference and participated on a panel to explain Senate Bill 938. Mr. Benoit explained Senate Bill 938 is changing the LAFCo protest process. The past protest threshold was 10% and now will increase to 25%. Senate Bill 938 takes effect January 1, 2023. This will change how service reviews are conducted. If deficiencies are found LAFCo will hold a public hearing stating the district’s deficiencies, then the district has 12 months to correct the issue. After the 12 months, LAFCo will hold another public hearing stating the existing deficiencies. Mr. Benoit informed the Commissioners all presentations during the CALAFCo Annual Conference are available on their website. Commissioner Minchella also attended the CALAFCo Annual Conference and found it very informative.

11. Executive Officer’s Report

Executive Officer Benoit reports Canby Community Service District and Canby Fire District agreed to consolidate. They are currently working on drafting a resolution which will be presented later to LAFCo to start the consolidation process. Mr. Benoit informed the Commissioners Canby was selected for the feasibility study for a new water system through

Modoc County's REAP grant. Mr. Benoit plans to conduct a Service Review for the Surprise Valley Hospital District in Spring of 2023.

12. Commissioners Reports – Discussion – None

13. Adjourn to the next regular meeting on February 14, 2023

There being no further business to come before the Commission. Motion made by Commissioner Minchella to adjourn at 5:12 p.m.; seconded by Commissioner Nelson. In favor were Commissioners Neer, Coe, Minchella, Nelson and Chair Rhoads. Motion passed unanimous.

Respectfully,

Macey Binning
LAFCO Clerk

Modoc Local Agency Formation Commission

Item 6 a

CLAIMS

for

December 2022 – January 2023

Authorize Claims for FY 2022-2023

January 1, 2023	Staff Svcs and Expenses December 2022	\$ 4,930.87
Dec 13, 2022	Meeting stipend Dec 13, 2022	\$ 500.00
Feb 1, 2023	Staff Svcs and Expenses January 2023	\$ 2,740.31
Jan 1, 2023	City Hall Room Rental for 2023	\$ 150.00
	TOTAL:	\$ 8,321.18

DATED: February 14, 2023

APPROVED: February 14, 2023

**Kathie Rhoads Chair or Marie Neer, Vice-Chair
Modoc Local Agency Formation Commission**

Attest:

**John Benoit
Executive Officer**

Medoc LAFCO
Expenditures and Revenue
FY 2021-2022

Account	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	
Total Budgeted 2021-2022	\$ 3,000.00	\$ 1,186.00	\$ 4,228.00	\$ 1,900.00	\$ 600.00	\$ 2,000.00	\$ 350,000.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 720.00	\$ 600.00	\$ 4,200.00	\$ 12,500.00	\$ 4,800.00	\$ 67,506.00				
Califco Dues 22-23		\$ (1,186.00)													\$ (565.00)			\$ (1,186.00)				
Staff Svcs July 2022																		\$ (565.00)				
Aug 9 2022 Celav Payroll		\$ (10.00)			\$ (33.50)		\$ (2,592.50)											\$ (600.00)				
Staff Svcs Aug 2022		\$ (10.00)		\$ (80.64)	\$ (13.99)		\$ (3,750.00)			\$ (120.00)					\$ (250.00)			\$ (600.00)				
Staff Svcs Sept 2022		\$ (15.00)		\$ (80.63)			\$ (2,805.00)															
Staff Svcs Oct 2022				\$ (67.80)	\$ (45.84)		\$ (3,792.50)			\$ (120.00)					\$ (696.20)							
Paul Minchella Califco Conf. Reimb															\$ (1,038.07)							
Staff Svcs Nov 2022					\$ (74.49)		\$ (2,550.00)								\$ (500.00)			\$ (500.00)				
Oct 11, 2022 Payroll															\$ (500.00)			\$ (500.00)				
Dec 13, 2022 Payroll																						
City Hall Council Chambers Rent 2023 - 6 meetings					\$ (150.00)		\$ (2,422.50)			\$ (120.00)					\$ (74.45)			\$ (150.00)				
January 23 Staff Services															\$ (74.49)			\$ (2,422.50)				
December 2022 Staff Services															\$ (384.38)			\$ (2,440.31)				
Total Actuals	\$ 3,000.00	\$ 1,186.00	\$ 4,228.00	\$ 1,900.00	\$ 600.00	\$ 2,000.00	\$ 350,000.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 720.00	\$ 600.00	\$ 4,200.00	\$ 12,500.00	\$ 4,800.00	\$ 67,506.00				
Total Budget Remaining	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Account	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	2021-2022 Budget	Actual	2021-2022 Actual	
Total Budgeted 2021-2022	\$ 3,000.00	\$ 1,186.00	\$ 4,228.00	\$ 1,900.00	\$ 600.00	\$ 2,000.00	\$ 350,000.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 600.00	\$ 2,000.00	\$ 720.00	\$ 600.00	\$ 4,200.00	\$ 12,500.00	\$ 4,800.00	\$ 67,506.00				
July 1, 2021 City Fund Carryover															\$ 34,857.98			\$ 34,857.98				
21-22 Actual City/Co Contributions																						
FY 2021-22 City Anticipated Funds Transf																						
2021-22 County Funds anticipated																						
Funds received																						
REVENUE FOR PROJECTS																						
Interest																						
Anticipated Funds received																						
Less Expenditures																						
Actual Cash Balance															\$ 5,472.45			\$ 5,472.45				
															\$ 25,996.05			\$ 25,996.05				

MEMMORANDUM
February 14, 2023

Item # 7

TO: Modoc LAFCo Commissioners

FROM: John Benoit, Executive Officer:

SUBJECT: AB 2449 Summary and explanation of new requirements

On September 13, 2022, Governor Newsom signed Assembly Bill No. 2449 (Rubio) ("AB 2449"), effective January 1, 2023. The bill amends the Brown Act to authorize teleconferencing when a Commissioner can demonstrate "**just cause**" or an "**emergency circumstance.**"

Beginning January 1, 2023, AB 2449 will provide agencies with an additional method to organize teleconferenced meetings. LAFCO Commissioners should familiarize themselves with these Brown Act provisions to make use of them when appropriate.

Further, AB 2449 requires the Commission to "implement a procedure for receiving and swiftly resolving requests for reasonable accommodations for individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990.

Prior to Covid-19, the Brown Act authorized teleconferencing under the following:

1. The Commission "shall post agendas at all teleconference locations;
2. "Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding";
3. "Each teleconference location shall be accessible to the public; and
4. "At least a quorum of members of the legislative body shall participate from locations within the boundaries of the ...jurisdiction."

AB 2449 amends the teleconferencing provisions of the Brown Act.

For an agency to use the procedures under AB 2449, there must at least be a quorum of Commissioners participating in person from a singular, physical location identified on the agenda; the location must be accessible to the public; and the meeting location must be within the local agency's jurisdiction.

Local agencies must provide at least one of the following to facilitate a public meeting that equally allows remote participants to interact:

A two-way audio-visual platform (defined to mean an online platform that provides participants with the ability to participate in a meeting through an interactive video conference and a two-way telephonic function); and/or

Live webcasting of the meeting and a two-way telephonic service (defined to mean a telephone

service that does not require internet access, is not provided as part of a two-way audiovisual platform and allows participants to dial a telephone number to listen and verbally participate).

When participating remotely, Commissioners shall participate through both audio and visual technology. Before any official action is taken, the Commissioner must publicly disclose whether any other individuals 18 years or older are in the room at the remote location with the Commissioner, and what the individual's relationship is to the Commissioner.

If a disruption occurs that prevents the Commission from convening the meeting both remotely and in person, the Commission will take no further action on the meeting agenda until public access to the meeting has been restored. This includes situations where the online platform for remote participation has been disrupted and the public may no longer access the meeting remotely when a Commissioner can demonstrate "just cause" or an "emergency circumstance."

"Just cause" means any of the following:

A childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely;

A contagious illness that prevents a Commissioner from attending in person;

A need related to a physical or mental disability; or

Travel while on official business of LAFCO or another state or local agency.

"Emergency circumstance" means a physical or family medical emergency that prevents a Commissioner from attending in person.

The procedures for invoking "just cause" or an "emergency circumstance" are different:

	Just Cause	Emergency Circumstance
Reason must be disclosed to the Commission	Yes	Yes
Reason for teleconferencing needs to be approved by the Commission	No	Yes
When such request must be made	At the earliest opportunity	As soon as possible. If there is insufficient time to make the request before the posting of the public agenda, then it may be made at the beginning of the meeting.

Annual limit on use	No more than two meetings per calendar year	
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	Just Cause	Emergency Circumstance
	Each individual Commissioner may not use a combination of "just cause" and "emergency circumstances" to participate remotely for more than three months or 20 percent of the regular meetings of the calendar year. If, like Modoc LAFCO, the legislative body meets fewer than 10 times a year, they cannot participate remotely in more than 2 regular meetings.	

Process and tips for seeking to participate remotely for "just cause"

- Commissioner provides a general description of the just cause at the earliest opportunity possible, including before the agenda publication deadline or at the start of the meeting.
- Commissioner has not requested more than two just cause teleconferencing appearances; more than three months of consecutive teleconferencing appearances or more than 20 percent of meetings within the calendar years under just cause and/or emergency circumstances.
- The Commission publishes the agenda listing the means by which public may access the meeting and offer public comment.
- A quorum of the Commission is physically present within the agency's territorial jurisdiction.
- Teleconferencing Commissioner turns on his or her audio and video (calling in by phone is not permitted).
- Commissioner discloses at the start of the meeting whether any other individuals
- 18 years of age or older are present in the room at the remote location with the
- Commissioner, and the Commissioner's relationship with the individual(s).
- All votes are taken by roll call.

Process and tips for seeking to participate remotely for "emergency Circumstance's"

- Commissioner provides a general description of the emergency circumstance at the earliest opportunity possible; if there is insufficient time to place it on the posted agenda, then at the beginning of the meeting. The general description need not exceed 20 words and shall not require the member to disclose any medical diagnosis or disability, or any personal medical

information that is already exempt under existing law.

- Commissioner has not requested more than three months of consecutive or more than 20 percent of meeting within a calendar year of teleconferencing appearances under just cause or emergency circumstances; or has not requested more than two teleconference appearances if LAFCO regularly meets for less than 10 meetings per calendar year.
- LAFCO publishes the agenda listing means by which the public may access the meeting and offer public comment.
- A quorum of the Commission is physically present within the agency's territorial jurisdiction.
- The Commission votes to approve teleconference participation due to emergency circumstance. (this is a new exception allowing the Commission to take action without being previously agendaized, if not possible).
- Teleconferencing Commissioner turns on his or her audio and video (calling in by phone is not permitted).
- Commissioner discloses at the start of the meeting whether any other individuals
- 18 years of age or older are present in the room at the remote location with the Commissioner, and the Commissioner's relationship with the individual(s).
- All votes are taken by roll call

Process for Approving Remote Participation of Commissioners in Regular Meetings per AB 2449

Limitations

1. At least a quorum of the Commission must participate in person from a singular physical location identified on the agenda, which location must be open to the public and within the boundaries of the agency.
2. A Commissioner may only teleconference for publicly disclosed "just cause" or in "emergency circumstances" as approved by the legislative body.
3. A Commissioner may only teleconference for a limited number of meetings during a calendar year – no more than 3 consecutive months or 20% of meetings or no more than 2 if there are 10 or less meetings in the calendar year

Process for Requesting Remote Participation

1. Notify LAFCO Executive Officer at the earliest opportunity possible, including at the start of a regular meeting, of the need to participate remotely for "just cause", including a general description of the circumstances relating to the need to appear remotely at the given meeting; or request to participate in the meeting remotely due to "emergency circumstances." Must include a general description (generally not exceeding 20 words) of the circumstances relating to the need to appear remotely at the given meeting.

"Just cause" is limited to one or more of the following:

- a. a childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely*
- b. a contagious illness that prevents a member from attending in person*
- c. a need related to a physical or mental disability as defined by statute; or*
- d. travel while on official business of the legislative body or another state or local agency*

"Emergency circumstances" means a physical or family medical emergency that prevents a member from attending in person

2. The Commission then takes action at the beginning of a meeting to approve or deny the request.
3. The Commissioner shall publicly disclose at the meeting, before any action is taken, whether any other individuals 18 years of age or older are present in the room at the remote location with the member, and the general nature of the member's relationship with the individual(s).
4. The Commissioner must participate through *both* audio and visual technology.
5. If the request does not allow sufficient time to place the proposed action on the posted agenda, the Commission may take action on an item not on the agenda by two-thirds vote of the members present or unanimous vote if less than two-thirds are present indicating that there is a need to take immediate action and the need for action came to the attention of the agency after the agenda was posted. The Commission may then approve such a request for remote participation by a member by a majority vote of the Commission.

MSR and SOI Status as of February 2023

Agency Name	Date MSR Adopted	Date Sphere of Influence Adopted
Agencies that provide Water and Sewer		
Cedarville County Water District	8-Feb-22	8-Feb-22
Canby CSD	22-Oct-13	22-Oct-13
California Pines CSD	9-Feb-10	9-Feb-10
Daphnedale CSD	12-Apr-11	10-Apr-12
Newell County Water District	10.4.16	10.4.16
Likely County Water District		
Adin CSD	10-Apr-12	10-Apr-12
City of Alturas	12/14/2010/PENDING	12/14/2010/PENDING
Fire and Emergency Medical Services		
Adin FPD	13-Apr-10	10-Oct-17
Alturas Rural Fire	13-Apr-10	10-Oct-17
California Pines CSD fire	13-Apr-10	10-Oct-17
Canby FPD	13-Apr-10	10-Oct-17
Cedarville FPD	13-Apr-10	10-Oct-17
Davis Creek FPD	13-Apr-10	10-Oct-17
Eagleville FPD	13-Apr-10	10-Oct-17
Fort Bidwell FPD	13-Apr-10	10-Oct-17
Lake City FPD	13-Apr-10	10-Oct-17
Likely FPD	13-Apr-10	10-Oct-17
Lookout FPD	13-Apr-10	10-Oct-17
Tule Lake Multi County FPD	13-Apr-10	10-Oct-17
Willow Ranch FPD	13-Apr-10	10-Oct-17
Alturas City Fire	13-Apr-10	10-Oct-17
Cemetery Districts		
Adin Cemetery	10-Aug-10	10-Aug-10
Alturas Cemetery	10-Aug-10	10-Aug-10
Bidwell Cemetery	10-Aug-10	10-Aug-10
Davis Creek Cemetery	10-Aug-10	10-Aug-10
Cedarville Cemetery	10-Aug-10	10-Aug-10
Eagleville Cemetery	10-Aug-10	10-Aug-10
Lake City Cemetery	10-Aug-10	10-Aug-10
Likely Cemetery	10-Aug-10	10-Aug-10
Lookout Cemetery	10-Aug-10	10-Aug-10
Willow Ranch Cemetery	10-Aug-10	10-Aug-10
Healthcare Districts & Service Providers		
Last Frontier Healthcare Dist	22-Oct-19	22-Oct-19
Surprise Valley Healthcare District	10-Apr-12	10-Apr-12
Meyers Healthcare District	Responsibility of Shasta LAFCo	Responsibility of Shasta LAFCo
Southern Cascades CSD	Responsibility of Lassen LAFCo	Responsibility of Lassen LAFCo
Agricultural Water and Irrigation Districts		
South Fork ID	15-Apr-14	15-Apr-14
Hot Springs Valley Water Dist	21-Aug-12	12-Feb-13
Tule Lake Irrigation District	6/9/15	6/9/15
Resource Conservation Districts		
Goose Lake RCD	12-Aug-14	12-Aug-14
Surprise Valley RCD	12-Aug-14	12-Aug-14
Lava Beds RCD	12-Aug-14	12-Aug-14
Central Modoc RCD	12-Aug-14	12-Aug-14
Pit River RCD	12-Aug-14	12-Aug-14
Fall River RCD	Responsibility of Shasta LAFCo	Responsibility of Shasta LAFCo
Flood Control and Water Conservation		
Davis Creek Water Conservation Dist		
Lassen-Modoc Flood Control	Responsibility of Lassen LAFCo	Responsibility of Lassen LAFCo
Owl Creek Flood Control		
Street Lighting Districts		
Canby Highway Lighting District	12.13.16	12.13.16
Cedarville Highway Lighting District	12.13.16	12.13.16
Eagleville Highway Lighting District	12.13.16	12.13.16
Fort Bidwell Highway Lighting District	12.13.16	12.13.16
County Service Areas		
Hafer Hills (Road Maintenance) CSA	6-Oct-15	6-Oct-15
Park and Recreation Districts		
Modoc Park and Recreation District	11-Dec-12	11-Dec-12
Pest Abatement Districts		
Lookout Pest Abatement District	9-Jun-20	9-Jun-20
Stonghold-Newell Pest Abatement Dist.	9-Jun-20	9-Jun-20