

**Local Agency Formation Commission
Of Modoc County
Regular Meeting**

Minutes of June 9, 2015

1. Call to Order:

Chair Dederick called the meeting to order at 4:10 p.m., in the City Council Chambers, Alturas City Hall. Commissioners Allan, Dederick, Irvin, Shea and County Commissioner Alternate Byrne were present. Commissioner Alternate Davis was also present. Commissioner Alves was absent.

Staff Present: John Benoit, Executive Officer.

Pledge of Allegiance

2. Approval of Agenda

Commissioner Allan made the motion to approve the agenda as submitted; seconded by Commissioner Shea. In favor: Allan, Byrne, Dederick, Irvin and Shea.

3. Approval of Minutes

Commissioner Shea noted corrections regarding confusing language in the last paragraph of page 2 of the April 14, 2015 minutes. Commissioner Irvin made the motion to approve the minutes for with corrections; seconded by Commissioner Shea. In favor: Allan, Byrne, Dederick, Irvin and Shea.

4. Correspondence

One item of correspondence was noted which was included in the staff report. This item was a copy of a May 21, 2015 letter to Governor Brown from the California Special Districts Association (CSDA) in regards to the Drought Water System Consolidation Budget Trailer Bill SB-88. Executive Officer Benoit explained that this letter was included in the staff report to illustrate the difficulty of forced consolidation of districts. An unfriendly consolidation can be problematic and result in litigations even if the district does not have the capability to property operate. Most players are not in favor of Trailer Bill 88, including CSDA, RCRC and Calafco.

5. Public Comment: None.

6. Ratify Claims for April 2015 and Authorize Payment of Claims for May 2015.

a. Approve payment of expenses for April 2015 and May 2015.

Commissioner Shea made the motion to approve payment of expenses for April 2015 and May 2015; seconded by Commissioner Irvin. In favor: Allan, Byrne, Dederick, Irvin and Shea.

PUBLIC HEARINGS

7. Service Review and Sphere of Influence Update for the Tule Lake Irrigation District.

- a. Receive Executive Officer's Report and Conduct Public Hearing*
- b. Consider Resolution 2015-0004 approving the Municipal Service Review for services provided by the Tule Lake Irrigation District.*
- c. Consider Resolution 2015-0005 approving Sphere of Influence Update for the Tule Lake Irrigation District to be coterminous with the district's boundaries.*

Executive Officer Benoit gave a brief overview of the Municipal Service Review and Sphere of Influence for the Tule Lake Irrigation District. This is a routine review of service capacity. During the review, it was discovered that the boundaries of the district were not clearly known. As a result, a great deal of research went into determining and correctly mapping the district boundaries. No issues of concern were identified regarding the capacity to provide services. Staff recommended approval of the proposed actions and noted that the Tule Lake Irrigation District did receive a copy of the draft MSR/SOI update and was notified of the meeting. No comments were received.

(Item 7b and 7c.) Commissioner Irvin made the motion to adopt Resolution 2015-0004 and 2015-0005 approving a Municipal Service Review for services provided by the Tule Lake Irrigation District and a Sphere of Influence Update for the Tule Lake Irrigation District to be coterminous with the district's boundaries; seconded by Commissioner Allan. In favor: Allan, Byrne, Dederick, Irvin and Shea.

8. Final LAFCo FY 2015-2016 Budget

- a. Review and Discuss final 2015-2016 LAFCo Budget*
- b. Consider Resolution 2015-0006 adopting a final Modoc LAFCo Budget for FY 2015-2016.*

Chair Dederick noted that the proposed budget had been reviewed at the April 14, 2015 and approved. Executive Officer Benoit confirmed that no changes had been made.

Commissioner Shea made the motion to approve Resolution 2015-0006 adopting the final Modoc LAFCo budget for FY 2015-2016; seconded by Commissioner Allan. In favor: Allan, Byrne, Dederick, Irvin and Shea.

9. Authorize Commission and Staff to attend the Calafco Annual Conference in Sacramento on September 2-4, 2015.

- a. Authorize Commissioners and Staff to attend Calafco Annual Conference in Sacramento.*

Executive Officer Benoit asked if any LAFCo commission members would be interested in attending the Calafco Annual Conference. Clinton Davis, Public Member Alternate, expressed that he would like to attend.

10. Appoint voting member to vote on behalf of Modoc LAFCo at Calafco's Annual Conference.

- a. *Appoint voting member and voting member alternate to vote on behalf of Modoc LAFCo.*

Motion made by Commissioner Irvin to appoint Clinton Davis as voting member and John Benoit as member alternate; seconded by Commissioner Allan. In favor: Allan, Byrne, Dederick, Irvin and Shea.

11. Consider Nomination for Calafco Executive Board of Directors

- a. *Consider Nomination for a County Member or a Special District member (Special District Member is not applicable in Modoc County).*

No nominations were made and no action was taken on this item.

12. Consider Nominations for Calafco Achievement Awards

No nominations were made and no action was taken on this item.

13. Executive Officer's Monthly Report

- Southern Cascade CSD – Proceedings Terminated*
- Big Valley Water Users*
- Mayers Healthcare District Annexation*
- New Website www.modoclafco.org*

Southern Cascade Community Service District (CSD) formation: Proceedings terminated because the vote was short by four votes and did not pass.

Big Valley Water Users: The Big Valley Water Users currently have a Watermaster agreement through a court decree with territory in both Modoc and Lassen counties. Since a bill sponsored by Assemblyman Brian Dahle was not successful, there is anticipation that the owners of land subject to the Modoc County Court decree will submit an application for the formation of a Watermaster district. Commissioner Byrne inquired about if such district was formed if it could also serve as the Groundwater Sustainability Agency (GSA) for the Big Valley Groundwater Basin. Benoit explained that the area subject to the Court Decree is much smaller than what would be required for the GSA. This issue was further discussed. More information is expected to be forthcoming regarding the Big Valley Water Users' potential application.

Mayers Memorial Healthcare District Annexation: Executive Officer Benoit noted that the Shasta LAFCo appears to be in a state of disarray since the change in their Executive Officer a few months ago. He has heard no news about the proposed district annexation.

14. Commissioner Reports – Discussion

No Commissioner reports.

15. Adjourn to next regular meeting: August 11, 2015

There being no further business to come before this Commission; Commissioner Alternate Byrne made the motion to adjourn the meeting; seconded by Commissioner Irvin. In favor: Allan, Byrne, Dederick, Irvin and Shea.

With no further business the meeting adjourned at 5:40 p.m.