

MINUTES OF SEPTEMBER 23, 2020

STATE OF CALIFORNIA, COUNTY OF EL DORADO

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The meeting of the Local Agency Formation Commission held September 23, 2020 was called to order at 5:30 p.m. by Chair Frentzen by video and teleconference, pursuant to California Governor's Executive Order N-29-20, issued on March 17, 2020, with no physical location available. Members of the public were able to access and participate in the meeting by teleconference, by dialing 712-775-7031 and entering the access code 403-016#.

Regular Members present were: City Member Cody Bass, County Member Shiva Frentzen, District Members Holly Morrison and Tim Palmer and Public Member Michael Powell. Others present were: Alternate District Member Michael Saunders, Executive Officer José C. Henríquez, Assistant Executive Officer Erica Sanchez, and LAFCO Counsel Malathy Subramanian.

Prior to roll call, pursuant to California Government Code Section 54953, Chair Frentzen made clear for the record of the meeting that members of the Commission would be participating in the meeting by teleconference. In accordance with the Brown Act and Executive Order N-29-20, the teleconference phone number for public participation had been identified in the public notice and agenda for the meeting.

Chair Frentzen asked staff to briefly go through some special procedures required by the Brown Act, including the following statements regarding changes to the meeting procedures due to the COVID-19 pandemic. Staff confirmed:

- There was no physical location for this meeting; the meeting was by virtual teleconference only, consistent with the Governor's Executive Order N-29-20.
- Commissioners would join the meeting via Zoom video conference and all actions would be taken by roll call vote.
- Members of the public had access to the meeting via Freeconferencecall.com and could listen to the meeting live by phone. The phone number and access to the meeting was provided on the meeting agenda.
- Members of the public wishing to make a comment on an item should notify the Executive Officer, who would take down their name and introduce them at the appropriate time. Once called, the member of the public should identify themselves by their name.

2. ROLL CALL**VOTING MEMBERS:**

Bass, Morrison, Palmer, Powell, Frentzen

3. ADOPTION OF AGENDA**MOTION**

Commissioner Morrison moved to adopt the Agenda, second by Commissioner Palmer.

ACTION

The motion was approved by the following vote:

AYES: Morrison, Palmer, Powell, Frentzen

NOES: None

ABSTAIN: None

ABSENT: Acuna, Bass, Hidahl

4. CONSENT CALENDAR

- A. MINUTES OF THE REGULAR MEETING OF AUGUST 26, 2020
- B. REVIEW OF CLAIMS
- C. OPEN THE PUBLIC COMMENT PERIOD FOR THE DRAFT MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE STUDY FOR COUNTY SERVICE AREA #9 (LAFCO PROJECT NO. 2018-04)
- D. OPEN THE PUBLIC COMMENT PERIOD FOR THE DRAFT MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE STUDY FOR THE TAHOE RESOURCE CONSERVATION DISTRICT (LAFCO PROJECT NO. 2019-06)
- E. OPEN THE PUBLIC COMMENT PERIOD FOR THE DRAFT MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE STUDY FOR THE HICKOK COMMUNITY SERVICES DISTRICT (LAFCO PROJECT NO. 2020-03)
- F. CONTINUE THE PUBLIC HEARING TO CONSIDER AND ADOPT THE ENVIRONMENTAL REVIEW AND THE MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE EL DORADO HILLS COMMUNITY SERVICES DISTRICT (LAFCO PROJECT NO. 2018-02) TO THE OCTOBER 28, 2020 REGULAR MEETING

MOTION

Commissioner Palmer moved to adopt the consent calendar, second by Commissioner Morrison.

ACTION

The motion was approved by the following vote:

AYES: Morrison, Palmer, Powell, Frentzen

NOES: None

ABSTAIN: None

ABSENT: Acuna, Bass, Hidahl

5. PUBLIC FORUM/PUBLIC COMMENT

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item. Staff confirmed no member of the public requested to address the Commission on this item.

6. DISCUSSION ON THE COMMISSION'S POLICY ON PROVIDING NOTICE TO THE PUBLIC, CONSIDER POTENTIAL AMENDMENTS TO SAID POLICY AND PROVIDE DIRECTION TO STAFF ON THE APPLICATION OF SAID POLICY ON THE REQUIRED NOTICE FOR AMENDING THE SPHERE OF INFLUENCE TO THE EL DORADO IRRIGATION DISTRICT

Mr. Henriquez reviewed the staff report and recommended that the Commission:

- 1. Receive the information regarding the implementation of the Commission's Policies & Guidelines Section 6.1.13 concerning public noticing requirements;
- 2. Consider potential amendments to said policy; and
- 3. Approve of staff's recommendation to provide notice to the public about the EID sphere amendment via newspaper ads.

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item. Staff confirmed no member of the public requested to address the Commission on this item.

Commissioner Bass joined by video at 5:50 pm.

MOTION

Commissioner Morrison moved to continue the hearing to the October 28, 2020 meeting for a study session on the EID MSR-SOI Update and directed staff to utilize free online resources and social media for notice of the study session and to solicit public comment, second by Commissioner Powell.

ACTION

The motion was approved by the following vote:

- AYES: Bass, Morrison, Palmer, Powell, Frentzen
- NOES: None
- ABSTAIN: None
- ABSENT: Acuna, Hidahl

7. ADJOURNMENT TO CLOSED SESSION

Public Employee Appointment
Government Code section 54957
Position Title: Commission Counsel

8. ADJOURNMENT TO CLOSED SESSION

- A. Public Employee Performance Evaluation:
Position Title: Executive Officer
Government Code section 54957
- B. Conference with Labor Negotiators
Government Code section 54957.6
Agency Designated Representative: Chair Frentzen
Unrepresented Employee: Executive Officer

9. REPORT OUT OF CLOSED SESSION

Chair Frentzen announced the Commission appointed Malathy Subramanian as Commission Counsel unanimously in a 5-0 vote in Closed Session Item #7 and there was no reportable action from Closed Session Item #8. Chair Frentzen reconvened the meeting to Open Session.

10. OTHER BUSINESS

- A. LEGISLATION
- B. COMMISSIONER ANNOUNCEMENTS
- C. COUNSEL REPORT
- D. EXECUTIVE OFFICER REPORT

In the Executive Officer Report, Mr. Henriquez announced that Commissioner Saunders' CALAFCO Board nomination had been submitted.

11. ADJOURNMENT

Chair Frentzen adjourned the meeting at 7:45 pm.

The next regularly scheduled LAFCO meeting will be October 28, 2020.

**APPROVED BY THE COMMISSION
AUTHENTICATED AND CERTIFIED**


Executive Officer


Chairperson