

MINUTES OF MARCH 23, 2011

STATE OF CALIFORNIA, COUNTY OF EL DORADO

1. CALL TO ORDER AND ROLL CALL

The meeting of the Local Agency Formation Commission held March 23, 2011 was called to order at 5:30 p.m. by Chair Humphreys in the meeting room, Building C of the Government Center, 2850 Fair Lane, Placerville, California. Regular Members present were: City Member Wendy Mattson, District Members Harry J. Norris and Ken Humphreys, County Members Ron Briggs and James R. Sweeney, and Public Member Don Mette. Others present were: Alternate City Member Carl Hagen, Alternate Public Member Norm Rowett, Executive Officer José C. Henríquez, Policy Analyst Erica Sanchez, and LAFCO Counsel Andrew Morris.

ROLL CALL - VOTING MEMBERS:

Briggs, Hagen, Humphreys, Matson, Mette, Norris, Sweeney

2. CONSENT CALENDAR

- A. ADOPTION OF AGENDA
- B. MINUTES OF THE REGULAR MEETING OF DECEMBER 1, 2010
- C. REVIEW OF CLAIMS
- D. RECEIVE AUDIT FOR FISCAL YEAR 2009-2010 AND REPORT FROM MATSON & ISOM
- E. RATIFY RESOLUTION L-2011-01; RESOLUTION OF APPRECIATION FOR JERRY BIRDWELL
- F. RATIFY RESOLUTION L-2011-02; RESOLUTION OF APPRECIATION FOR MICHAEL COOPER
- G. REMOVED FROM CONSENT
- H. APPROVAL OF POLICY FOR THE SELECTION OF THE LAFCO PUBLIC MEMBER
- I. APPROVAL OF A CONTINUATION FO THE PUBLIC HEARING TO CONSIDER THE LA CANADA ANNEXATION TO THE EL DORADO IRRIGATION DISTRICT (LAFCO PROJECT NO. 2010-03)
- J. APPROVAL OF A ONE-YEAR EXTENSION OF TIME FOR COMPLETION OF CONDITIONS: CLARKSVILLE BUSINESS PARK ANNEXATION TO THE EL DORADO IRRIGATION DISTRICT (LAFCO PROJECT NO. 2009-01)
- K. APPROVAL OF A ONE-YEAR EXTENSION OF TIME FOR COMPLETION OF CONDITIONS: ALTO REORGANIZATION TO THE EL DORADO IRRIGATION DISTRICT AND EL DORADO HILLS COUNTY DISTRICT (LAFCO PROJECT NO. 2009-10)
- L. APPROVAL OF AMENDMENT TO CONTRACT WITH BEST, BEST & KRIEGER

Commissioner Briggs requested to pull Item 2G from the Consent Calendar.

MOTION

Commissioner Norris moved to adopt the consent calendar with the removal of Item 2G, second by Commissioner Hagen.

ACTION

The motion was approved by the following vote:

AYES: Briggs, Hagen, Norris, Humphreys
NOES: None
ABSTAIN: None
ABSENT: Mette, Sweeney

Commissioners Mette and Sweeney arrived at the dais at 5:32 pm.

2G OPEN THE PUBLIC COMMENT PERIOD FOR THE COUNTYWIDE FIRE SUPPRESSION AND EMERGENCY SERVICES MUNICIPAL SERVICE REVIEW (LAFCO PROJECT NO. 2008-02)

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Open the Public Hearing to receive comments on the Draft Countywide Fire Suppression and Emergency Services Municipal Service Review; and
2. Continue the Public Hearing until the next LAFCO meeting to allow sufficient time and opportunity for the governing boards of the agencies and the public to review and comment on the Municipal Service Review. Staff will return this item at the June LAFCO meeting for final action and adoption.

MOTION

Commissioner Sweeney moved to approve staff's recommendation with the addition to direct the Executive Officer to start conversations with El Dorado County FPD and Diamond Springs-El Dorado FPD to resolve the issue of which FPD will serve the Shingle Springs Rancheria, second by Commissioner Briggs.

ACTION

The motion was unanimously approved by the Commission.

3. PUBLIC FORUM/PUBLIC COMMENT

Chair Humphreys opened the public forum. No member of the public addressed the Commission.

4. ELECTION OF OFFICERS FOR 2011

Chair Humphreys notified the Commission of the policy to select a Chair and Vice-Chair in the month of January or the first meeting of the year.

1st MOTION

Commissioner Norris nominated Commissioner Briggs as the Chair, second by Commissioner Sweeney.

1st ACTION

The motion was unanimously approved by the Commission.

2nd MOTION

Commissioner Briggs nominated Commissioner Norris as the Vice-Chair, second by Commissioner Mattson.

2ND ACTION

The motion was unanimously approved by the Commission.

5. PUBLIC HEARING TO CONSIDER THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT ANNEXATION OF BUCKEYE PARCELS (LAFCO PROJECT NO. 2010-02)

Mrs. Sanchez reviewed the staff report with the recommendation that the Commission take the following actions:

1. Find that the project is exempt from provisions of the California Environmental Quality Act under Categorical Exemption §15319(a) and direct staff to file the Notice of Exemption in compliance with CEQA and local ordinances implementing the same.

2. Adopt LAFCO Resolution L-2011-03 (Attachment D), adding any additional conditions the Commission finds appropriate and approve the Georgetown Divide Public Utility District Annexation of Buckeye Parcels.
3. Waive the Conducting Authority Proceedings subject to Government Code §56663 and local policies.
4. Direct the Executive Officer to complete the necessary filings and transmittals as required by law.
5. Determine the effective date of the approval of this agreement to be five (5) working days after recordation by the County Recorder of the Executive Officer's Certificate of Completion once the imposed conditions are met.

Chair Briggs opened the item for public comment. No member of the public addressed the Commission.

MOTION

Commissioner Norris moved to approve the annexation and LAFCO Resolution L-2011-03, second by Commissioner Humphreys.

ACTION

The motion was unanimously approved by the Commission.

6. PUBLIC HEARING TO CONSIDER AND ADOPT THE PROPOSED WORK PLAN FOR FISCAL YEAR 2011-12

Mr. Henríquez reviewed the staff report with the recommendation that the Commission receive and adopt the Proposed Work Plan for Fiscal Year 2011-12.

Chair Briggs opened the item for public comment. No member of the public addressed the Commission.

MOTION

Commissioner Humphreys moved to adopt the Proposed Work Plan for Fiscal Year 2011-12, second by Commissioner Norris.

ACTION

The motion was unanimously approved by the Commission.

7. PUBLIC HEARING TO CONSIDER AND ADOPT THE PROPOSED BUDGETS FOR FISCAL YEAR 2011-12

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Receive the information related to the draft Proposed Budget for Fiscal Year 2011-12;
2. Open the Public Hearing on this matter; and
3. Adopt the appropriate Proposed Budget for Fiscal Year 2011-12 that reflects the Commission's priorities for the coming fiscal year.

The Commission discussed the purchase of electronic tablets for use at the Commission meetings instead of paper copies.

Chair Briggs opened the item for public comment.

Ms. Shiva Frentzen, representing herself, stated she was impressed LAFCO was moving into the digital era. She mentioned the laptop was a good suggestion; however, battery power might be an issue. She suggested the book reader, Kindle.

MOTION

Commissioner Humphreys moved to adopt the Proposed Budget for Fiscal Year 2011-12, second by Commissioner Mette.

ACTION

The motion was unanimously approved by the Commission.

8. CONSIDER ANY POTENTIAL CHANGES TO THE COMMISSION'S POLICY ON ALTERNATE COMMISSIONERS

Mr. Henríquez reviewed the staff report with the recommendation that the Commission review the following information on Alternate Commissioners and provide direction to staff on any possible changes to Policy 1.3.2.

Chair Briggs opened the item for public comment. No member of the public addressed the Commission.

After discussion on the desired and expected level of participation of Alternate Commissioners, no action was taken to change to Policy 1.3.2.

9. CONSIDER A POLICY DIRECTING/EMPOWERING STAFF TO IDENTIFY AND INCLUDE ALL AFFECTED AGENCIES IN REORGANIZATIONS

Mr. Henríquez reviewed the staff report with the recommendation that the Commission indicate to staff on whether it is interested in the development of a policy to address situations where applicants do not include all affected agencies in reorganizations.

The Commission discussed the current process for agency notification, staff's recommendations and the possible changes to the current policies based on the appropriateness of the Commission's authority. Broad parameters that could guide possible amendments to a proposal include the proposed land use, proximity to other agencies, expected revenue generation and the likelihood of future use of agency facilities.

Chair Briggs opened the public forum.

Shiva Frentzen, Cameron Park resident, asked about property tax allocations. Specifically, how they are distributed in new annexations of undeveloped land with a single landowner and in annexations of already developed parcels with multiple landowners.

MOTION

Commissioner Sweeney moved to direct the Executive Officer to bring back proposed changes in the current policy to reflect the direction that he has heard here today, second by Commissioner Briggs.

ACTION

The motion was unanimously approved by the Commission.

10. CONSIDER CALAFCO'S RECOMMENDED GUIDELINES FOR REPORTING LAFCO STAFF COMPENSATION

Mr. Henríquez reviewed the staff report with the recommendation that the Commission consider the attached guidelines for reporting LAFCO staff compensation from CALAFCO and direct staff accordingly.

Chair Briggs opened the public forum.

Ms. Roberta Long, Georgetown resident, stated she has worked for the Mountain Democrat, Georgetown Gazette, Cameron Park Life, and Village Life for the past 25 years, so she wanted to comment that she thinks in this kind of a situation, the press would want to make the compensation information accessible, simple and clear because the Commission has nothing to hide. If anybody is looking for something, it is because they are upset about something or they want to make an issue for some reason and they are looking for what they are hiding. If they have nothing to hide, let them know.

MOTION

Commissioner Sweeney moved to adopt Option #3, second by Commissioner Norris.

ACTION

The motion was unanimously approved by the Commission.

11. CONSIDER MEEKS BAY FPD'S REQUEST FOR A SPECIAL MEETING

Mrs. Sanchez reviewed the staff report requesting direction from the Commission. If the Commission so chooses, it can amend the 2011 meeting schedule in one of the following three ways:

1. Set a special meeting date in addition to the regular schedule
2. Re-schedule a regular meeting to an alternate date
3. Combine two regularly scheduled meetings on an alternate date

Chair Briggs opened the public forum.

Shiva Frentzen, representing herself, stated the meeting dates are published, so all the special districts, the people who have been interested in serving on the LAFCO Commission looked at that schedule with their schedule, so changing that is not going to be fair.

MOTION

Commissioner Humphreys moved to deny the request by Meeks Bay FPD for an alternate date, second by Commissioner Sweeney.

ACTION

The motion was unanimously approved by the Commission.

12. OTHER BUSINESS

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

13. ADJOURNMENT**MOTION**

Commissioner Humphreys moved to adjourn the meeting, second by Commissioner Norris.


ACTION

The motion was unanimously approved by the Commission.

Chair Briggs adjourned the meeting at 7:45 pm.

The next regularly scheduled LAFCO meeting will be April 27, 2011.

**APPROVED BY THE COMMISSION
AUTHENTICATED AND CERTIFIED**


Interim Clerk to the Commission


Chairperson