

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

MINUTES OF May 24, 2006

STATE OF CALIFORNIA, COUNTY OF EL DORADO

1. CALL TO ORDER AND ROLL CALL

The meeting of the Local Agency Formation Commission held May 24, 2006, was called to order at 5:30 p.m. by Vice Chair Costamagna in the meeting room, Building C of the Government Center, 2850 Fair Lane, Placerville, California.

COMMISSIONERS – PRESENT

Gary Costamagna, District
Rusty Dupray, County
Carl Hagen, City
Francesca Loftis, Public
James R. Sweeney, County

COMMISSIONERS – ABSENT

Ted Long, City

ALTERNATE COMMISSIONERS – PRESENT

Roberta Colvin, City

ALTERNATE COMMISSIONERS – ABSENT

Helen Baumann, County

COMMISSION STAFF – PRESENT

José C. Henríquez, Executive Officer
Allison Parsons, Commission Clerk
Erica Frink, LAFCO Policy Analyst
Thomas Gibson, Commission Counsel

COMMISSION STAFF - ABSENT

ROLL CALL - VOTING MEMBERS:

Colvin, Dupray, Hagen, Loftis, Sweeney & Costamagna

2. CONSENT CALENDAR

- A. ADOPTION OF AGENDA
- B. MINUTES OF THE MEETING MARCH 22, 2006
- C. APPROVAL OF CLAIMS
- D. CONTINUE THE PUBLIC HEARING FOR THE CONSIDERATION OF THE DRAFT MUNICIPAL SERVICE REVIEW OF COUNTYWIDE FIRE PROTECTION AND EMERGENCY SERVICES
- E. PLAN OF SERVICE REQUIREMENT WAIVER – FORNI ROAD RIGHT-OF-WAY REORGANIZATION (LAFCO PROJECT 05-11)
- F. RATIFY RESOLUTION 2006-05; RESOLUTION OF APPRECIATION FOR NANCY ALLEN

MOTION

Commissioner Colvin moved to approve the consent calendar, second by Commissioner Sweeney.

ACTION

The Motion was supported unanimously.

3. PUBLIC FORUM/PUBLIC COMMENT

Vice Chair Costamagna opened the public forum. No member of the public addressed the Commission.

4. PRESENTATION BY WILLIAM STEPHANS, EL DORADO COUNTY AGRICULTURAL COMMISSIONER

William Stephans gave a presentation on the background of and matters of importance to the Agricultural Commission.

No action was taken on this item.

5. PUBLIC HEARING TO CONSIDER THE NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT AND THE BUCKEYE UNION SCHOOL DISTRICT, SILVER DOVE ELEMENTARY SCHOOL ANNEXATION TO THE EL DORADO IRRIGATION DISTRICT (LAFCO PROJECT 05-09)

Ms. Frink reviewed the staff report with the following recommendations:

1. Recognize that the Buckeye Union School District, as the lead agency in consultation with LAFCO, has prepared a Mitigated Negative Declaration and CEQA determinations which have been found to be adequate and complete for the purposes of annexation.
2. Adopt Staff's recommended list of findings, determinations and conditions (as specified in Attachment E), adding any additional conditions the Commission finds appropriate and approving the Buckeye Union School District Silver Dove School Annexation to the El Dorado Irrigation District; LAFCO Project No. 05-09.
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.

Commissioner Colvin asked if there is currently any agricultural activity on the land or the land adjacent to which Ms. Frink replied there isn't.

Mr. Henríquez added all agricultural activity on the property has been stopped for some time.

Commissioner Colvin asked if the project has gone before the Agriculture Commission Board. Ms. Frink stated they were sent a project notification and no comments were received.

Bill Wright representing Buckeye Union School District spoke from the public stating they did go before the planning commission for finding of consistency before purchasing the property. He was willing to answer any questions.

Art Marinaccio spoke on behalf of himself. He noted the land is not zoned for agriculture but for a community region in which the agriculture commission and policies do not have a role.

MOTION

Commissioner Dupray moved to accept staff recommendation; second by Commissioner Colvin.

ACTION

The motion was supported unanimously

6. PUBLIC HEARING TO CONSIDER AND ADOPT THE FINAL LAFCO BUDGET FOR FISCAL YEAR 2006-07

Mr. Henríquez reviewed the staff report, noting that the adopted proposed budget is before the Commission for final approval. Staff's recommendations were:

1. Receive the information related to the Final Budget for Fiscal Year 2006-2007;
2. Open the public hearing to receive comments on the budget;
3. Amend the Proposed Budget as needed, approve the Proposed Budget for 2006-2007 by adopting Resolution L-2006-07; and,
4. Direct staff to transmit the final budget to the funding agencies and others as specified in Government Code §56381.

Commissioner Sweeney wanted clarification on how the agency revenue was split between the county, cities and special districts.

MOTION

Commissioner Colvin moved to accept staff recommendation; second by Commissioner Hagen.

ACTION

The motion was supported unanimously.

7. SELECTION OF THE ALTERNATE PUBLIC MEMBER TO LAFCO

Mr. Henríquez stated the other three candidates for the Regular Public Member were invited to apply for the Alternate Public Member vacancy; however, only one candidate stated he would like to be considered. Mr. Henríquez recommended that the Commission act on one of the following options:

1. The appointment of the single candidate, Mr. Rowett, and eliminate process outlined in the Commission's Policies and Guidelines.
2. Extension of recruitment period for an additional 30 days.
3. Extend recruitment period and direct staff to take more aggressive recruitment methods.

Commissioner Sweeney expressed concerns as to why the advertisement process didn't get any new applicants and suggested extension of the process to the July meeting.

MOTION

Commissioner Colvin moved to select option number one; second by Commissioner Hagen.

ACTION

AYES: Colvin, Dupray, Hagen, Loftis, Costamagna
 NOES: Sweeney
 ABSENT: None
 ABSTAIN: None

8. INFORMATIONAL HEARING—BRIGGS REORGANIZATION TO THE CITY OF PLACERVILLE (LAFCO PROJECT 05-13)

Ms. Frink reviewed the staff report for the informational hearing and no action from the Commission is required at this time.

No member of the public addressed the Commission.

Commissioner Sweeney expressed concerns regarding the map attached to the staff report because it did not show Winter Lane being annexed to the City along with the property.

Mr. Henríquez gave Commissioner Sweeney the option of directing staff to discuss with City

officials and County officials to ensure map will reflect any right-of-way.

Ms. Frink told the Commission she will get a better map and find out if Winter Lane will be annexed as well.

9. NOMINATIONS TO THE CALAFCO EXECUTIVE BOARD

Mr. Henríquez informed the Commissioners of the vacancies to the CALAFCO Executive Board and notified them of the due date of the nominations, if there is any interest.

Vice Chair Costamagna thanked Mr. Henríquez for bringing the vacancies to the attention of the Commission but decided to pass on any nominations at this time; however, some Commissioners indicated their willingness to consider it in the near future.

10. OTHER BUSINESS

A. Legislation

None.

B. Commissioner Announcements

None.

C. Counsel Report

Mr. Gibson informed the Commission that his firm is commencing the process of the biennial conflict of interest code updates. He also announced that his firm has hired a summer intern, Corinne Fratini, former LAFCO Policy Analyst. She will start in two weeks.

D. Executive Officer Report

1. Correspondence

Mr. Henríquez reviewed the handout for the CALAFCO Conference in San Diego on September 5, 6, & 7 and asked the Commission to inform him if they were interested in attending.

2. Budget Report

Mr. Henríquez informed the Commission the carryover balance is on target.

3. Proposed plan of action for outsourcing MSR reviews at the June meeting.

Mr. Henríquez informed the Commission there will be a line item in the June agenda to discuss outsourcing Municipal Service Reviews.

4. Request for qualifications for a new Auditing Contract

Mr. Henríquez informed the Commission the auditing contract will need to be renewed for the 2007-2008 fiscal year.

5. CALAFCO Joint Powers Agency

Mr. Henríquez notified the Commission of a CALAFCO Joint Powers Agency that will offer benefits such as human resources, payroll services, and health benefits to statewide LAFCO employees and that he will monitor this development to determine if the agency may save money by joining the JPA.

6. Update on the Alternate Special District Representative Election

Mr. Henríquez notified the Commission that the election requires two more votes to establish a quorum. Letters will be sent out to encourage agencies that have not voted to submit their ballots.

Mr. Henríquez stated that this may be because some of the agencies are seasonal and would be difficult to reach.

Vice Chair Costamagna stated this has been a problem when electing Special District members in the past. He also suggested a closer look be taken at the process at some point in the future.

Mr. Gibson reminded the Commission the quorum issue is a legislative problem and, currently, there is no way around it.

7. **Update on the Regular Special District Representative**

Mr. Henríquez mentioned to the Commission that the election for the Regular Special District Member will be conducted shortly after completion of the Alternate Special District election.

The ballot will be designed in a similar manner as the ballot for the Alternate Special District election. Should the person who wins the Alternate Special District election be elected as the Regular District Member, the ballot will also be designed so that the runner up will be elected as the Alternate District Member.

8. **Consider as appropriate:**

A. **Active Proposals**

Mr. Henríquez notified the Commission of two new applications received, Kregoski annexation to EID and Kain annexation to El Dorado Hills CSD.

B. **Active MSRs**

No discussion by the Commission

11. **CLOSED SESSION**

Vice Chair Costamagna adjourned to closed session.

No reportable actions were taken.

12. **ADJOURNMENT**

Vice Chair Costamagna adjourned the meeting at 7:20 p.m.

The next regularly scheduled LAFCO Commission meeting will be June 28, 2006.

AUTHENTICATED AND CERTIFIED

Allison Parsons
Commission Clerk

Ted Long
Chairperson