

Local Agency Formation Commission Colusa County

Minutes of Meeting on August 4, 2005

The Local Agency Formation Commission of Colusa County meets in Regular Session this 6th day of October at the hour of 3:00 PM. Commissioners Present: David Womble, Christy Scofield, Mike Rittmann. Commissioners Absent: Stan Walker and Brandon Ash.

Present: John Benoit, Executive Officer.
P. Scott Browne, Legal Counsel.
Marion Mathis, Maxwell citizen.
Gary Evans, County Supervisor, Alt.
Alicia Draves, Commission Clerk.

Chairman Womble calls the meeting to order at 3:00 PM.

It is moved by Commissioner Rittmann, seconded by Commissioner Scofield to approve the Minutes of August 4, 2005 as presented. Motion carried. All yes. Absent: Stan Walker, Brandon Ash.

Chairman Womble declares time for a period of public comment.

No comment being heard, Chairman Womble closes the period of public comment.

Consent Agenda: It is moved by Commissioner Scofield, seconded by Commissioner Rittmann to approve payment of claims for September 2005. Motion carried: All yes. Absent: Stan Walker, and Brandon Ash.

3:05 p.m. Chairman Womble declares time for a public hearing on LAFCO File No. 2005-04 a request by the 4-M Water District and Alexander A. Borel to detach 8,609 acres of uninhabited territory from the 4-M Water District.

Mr. Benoit speaks to the resolution noting that due to the property's location, it is not eligible to receive water from the TC Canal or the USBOR. He states that it is his recommendation is to approve the detachment and the amendment to the sphere of influence adopted in 1985.

Mr. Brown inquires if there are any assessments on the property.

Ms. Mathis states there are not assessments on the property, and Mr. Benoit concurs. Discussion is held.

3:10 p.m. No further comments being heard, Chairman Womble closes the public Hearing.

It is moved by Commissioner Scofield, seconded by Commissioner Rittmann to adopt **Resolution No. 2005-10**, a Resolution of the Local Agency Formation Commission of Colusa County Making Determinations and Approving

a Minor Sphere of Influence Amendment for the 4-M Water District to delete 8,609 Acres. Resolution passed and adopted by the following vote:

AYES: Commissioners Scofield, Rittmann, and Womble.

NOES: None.

ABSENT: Commissioners Walker and Ash.

It is moved by Commissioner Scofield, seconded by Commissioner Rittmann to adopt **Resolution No. 2005-11**, a Resolution of the Local Agency Formation Commission of Colusa County Making Determinations and Approving the Detachment of 8,609 Acres of uninhabited Territory from the 4-M Water District. Resolution passed and adopted by the following vote:

AYES: Commissioners Scofield, Rittmann, and Womble.

NOES: None.

ABSENT: Commissioners Walker and Ash.

Chairman Womble declares time for discussion on Property Tax Negotiation Process and LAFCO's role.

Mr. Benoit speaks to the Tax Exchanges, Sharing and Revenue Neutrality report given to the Commissioners. (Report on file with clerk) Mr. Benoit addresses LAFCO's part in the tax exchange process, noting that in order for a City to annex property, the City or County must enter into a property tax agreement. He further notes to the Commission that LAFCo does not have the authority to participate in the process. Lengthy discussion is held.

Chairman Womble declares time for discussion on items presented at the CALAFCO Annual Conference held in September.

Mr. Benoit updates the Commission on items addressed at the CALAFCO Annual Conference, noting that there were two pieces of legislation, SB135 and the Omnibus bill AB1265 addressed, which may affect Colusa County in the future. He furthers states that in the there will be another conference in the spring. Discussion is held.

Mr. Benoit states he took a tour with the Arbuckle Community Service District, noting that they are moving right along.

There were no Commissioner's Reports this month.

Mr. Benoit states that he sent a letter of support to the Governor regarding the CSD law, noting that he wrote it on behalf of Chairman Womble.

Chairman Womble adjourns the meeting at 4:51 PM to reconvene in Regular Session on Thursday November 3, 2005 at the hour of 3PM.

Approved: _____
David G. Womble, Chairman

Attest: _____
Alicia Draves, Clerk to the Commission