

Local Agency Formation Commission Of
Colusa County

Minutes

The Local Agency Formation Commission of Colusa County meets in Regular Session this 1st day of November 2007 at the hour of 3:00 PM. Commissioners Present: Brandon Ash, Chairman, Gary Evans, Angie Fulcher, and Don Barker. Commissioners Absent: Daniel Yerxa and Kay Hosmer.

Present: John Benoit, Executive Officer.
Scott Browne, Legal Counsel.
Mary Winters, Public Member.
Carmen Mason, Maxwell PUD
Ben Pennock, Glenn Colusa Irrigation.
Alicia Draves, Commission Clerk.

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

Chairman Ash continues approval of the Minutes of October 4, 2007.

Chairman Ash declares time for a period of public comment.

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

Chairman Ash declares time for approval of the Consent Agenda.

Mr. Benoit states that he is still concerned about the amount being charged to LAFCO by the Auditor's office for the amount of work they produce. He further notes that the Auditors office withdrew funds from the account to pay for the A87 charges as opposed to billing LAFCO, which is proper procedure.

Commissioner Evans states that he is in agreement with Mr. Benoit that the charges are in excess of what they should be.

Mr. Benoit inquires of the Commission if they would like him to write a letter to the Auditor's office stating that it is inappropriate for them to bill LAFCO for A87 charges. Discussion is held.

It is moved by Commissioner Evans, seconded by Commissioner Barker to direct Mr. Benoit to prepare a letter to be sent to the Colusa County Auditor's Office, stating that it is inappropriate to bill LAFCO for A87 charges. Motion carried. All Yes. Absent: Commissioners Yerxa and Hosmer.

Consent Agenda: It is moved by Commissioner Evans, seconded by Commissioner Barker to approve payment of claims for October 2007. Motion carried. All yes. Absent: Commissioners Yerxa and Hosmer.

Chairman Ash declares time for a public hearing on the completion of the Municipal Service Review for the Maxwell Public Utility District.

Mr. Benoit states that he found a recorded document on file, which listed the boundaries of the existing sphere, noting it is very large. He further states that the MSR will state that LAFCO believes the existing boundaries are too large, and should be reduced. He further notes that when an annexation request comes before the Commission, it can at that time request that the boundaries be brought in.

Mr. Browne states that the Commission can inquire if the District would consider initiating the process themselves. He further states that LAFCO could offer to do this at no cost to the District. He notes that the District does not have to comply with the request, but that nothing is lost by asking.

Ms. Mason states that the District is amendable to a reduction in the sphere.

Discussion is held regarding the actual amount of connections the PUD currently has.

Discussion is held regarding the wording of paragraph 3.2.1 on page 7 with Commissioner Evans requesting that John strike the words "Colusa County Housing Element" from the paragraph.

It is moved by Commissioner Evans, seconded by Commissioner Barker to adopt **Resolution 2007-06**, A Resolution of the Colusa County Local Agency Formation Commission Making Determinations and Approving A Sphere of Influence Update for the Maxwell Public Utility District as corrected. Resolution passed and adopted by the following vote:

AYES: Commissioners Evans, Barker, Fulcher, and Ash.

NOES: None.

ABSENT: Commissioners Yerxa and Hosmer.

It is moved by Commissioner Barker, seconded by Commissioner Fulcher, to direct staff to prepare a letter to the Maxwell Public Utility District Commission requesting they make an adjustment to the existing boundaries so they are consistent with the sphere of influence, at no cost to the District, and they prepare a Resolution to the fact. Motion carried. All yes. Absent: Commissioners Yerxa and Hosmer.

Chairman Ash declares time for a public hearing on the completion of the Municipal Service Review for the Princeton Public Utility District.

Mr. Benoit states that the MSR contains a reduction for the area inside the levy.

Mr. Benoit states that he will speak with the Princeton District, and see if they are amendable to downsizing their boundaries. He further states that they are, he will place it on the next agenda.

Mr. Benoit states that the cost of this reduction will be a minimum of \$3500. He further notes that LAFCO will have to pay the fee for the Maxwell PUD.

It is moved by Commissioner Evans, seconded by Commissioner Barker to adopt **Resolution 2007-07**, A Resolution of the Colusa County Local Agency Formation Commission Making Determinations and Approving A Sphere of Influence Update for the Princeton Public Utility District. Resolution passed and adopted by the following vote:

AYES: Commissioners Evans, Barker, Fulcher, and Ash.

NOES: None.

ABSENT: Commissioners Yerxa and Hosmer.

Chairman Ash declares time for a public hearing on the completion of the Municipal Service Review for the Glenn Colusa Irrigation District.

Mr. Pennock states that there needs to be a correction to page 10 section 3.2.3, noting that their contract is effective thorough February 2045.

Commissioner Evans requests that the word **no** be replaced with the word **little** in paragraph 4.2.2, section 2-1.

It is moved by Commissioner Fulcher, seconded by Commissioner Evans to adopt **Resolution 2007-08**, A Resolution of the Colusa County Local Agency Formation Commission Making Determinations and Approving MSR for the Glenn Colusa Irrigation District as corrected. Resolution passed and adopted by the following vote:

AYES: Commissioners Evans, Barker, Fulcher, and Ash.

NOES: None.

ABSENT: Commissioners Hosmer and Yerxa.

Chairman Ash declares time for continued discussion on legislative updates and MSR Guidelines

Lengthy discussion is held regarding MSR guidelines, and the possibility of making the MSR a living document that is updated continually.

EXECUTIVE OFFICER'S MONTHLY REPORT:

Mr. Benoit updates the Commission on the current MSR's he is working on. He states that he has already mailed out the cemetery MSR's, and is awaiting comments from them. He also states that he is currently working on the Westside ID, and Mosquito Abatement District MSR's. He further states that he is in continued talks with the County over it's reluctance in providing insurance for the Commissioners.

Mr. Benoit updates the Commission on AB4785, noting that this legislation requires funds that are spent to influence a decisions made by LAFCO to be disclosed.

COMMISSIONER'S REPORTS:

None.

Chairman Ash adjourns the meeting at 4:37 PM to reconvene in Regular Session on Thursday, December 6, 2007 at the hour of 3:00 PM.

Approved: _____
Brandon Ash, Chairman

Attest: _____
Alicia Draves, Commission Clerk