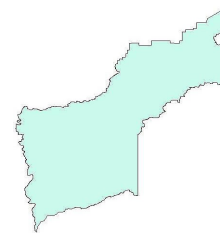


YUBA LOCAL AGENCY FORMATION COMMISSION

John Benoit, Executive Officer
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YUBA LOCAL AGENCY FORMATION COMMISSION AGENDA

SPECIAL MEETING - VIA ZOOM

Wednesday February 3, 2021 at 6:00 P.M.

Pursuant to Governor's Executive Order N-29-20, the Yuba Local Agency Formation Commissioner and members of the public who wish to attend and provide public comment may do so via Zoom teleconference. Please be advised that pursuant to the Executive Order, the Board of Supervisors Chamber will not be open for this meeting. You may join by video or by phone by following the instructions below:

To join the Zoom meeting by video, click on the link below:

<https://us02web.zoom.us/j/87405920633?pwd=a1RHM0dnNXJzYjBqbGhseHdtTIUvdz09>

Or you may join by telephone by dialing the following:

+1 669 900 6833 US (San Jose)

Enter Meeting ID: 874 0592 0633

There is no participant ID-Just press # when prompted

Passcode: 027364

Public comment will also be accepted by email to phensley@co.yuba.ca.us. Please list the item number you wish to comment on and submit your written comments 24 hours prior to the start of the meeting. Written comments will be distributed to the Commission prior to the meeting but not read at the meeting and are limited to 500 words

Oral public comments will be subject to a three-minute time limitation indicated below.

I. CALL TO ORDER:

A. Roll Call:

Commissioners

Kuldip Atwal, Public Member

Randy Fletcher, County Member

Brad Hudson, City Member - **Chair**

Andy Vasquez, County Member

Rick West, City Member - **Vice Chair**

Alternates:

Jay Pendergraph, City Member Alternate
Seth Fuhrer, County Member Alternate
Dennis Pinney, Public Member Alternate

II. PLEDGE OF ALLEGIANCE:

III. APPROVAL OF MINUTES:

Approve minutes from the January 6, 2021.

IV. PUBLIC COMMUNICATIONS:

Public Comment

Members of the public are invited to address the Commission on any matter of interest to the public that is not on the agenda for a period of time not exceeding 3 minutes. Pursuant to the Brown Act, the Commission cannot take any action on items not listed on the posted agenda but may add to a future agenda matters brought up under public comments for appropriate action at a future meeting.

V. PUBLIC HEARINGS:

1. **Request from Aero Pines Association (Lafco File 2020-0003)** to annex into the North Yuba Water District 80.48 acres, consisting of 33 assessor's parcels more or less to provide safe and reliable domestic water service on property known as the Aero Pines Subdivision located east of La Porte Road. This annexation is due to wells having failing water quality and quantity to serve the subdivision.

Action: Conduct public hearing and consider adopting resolution 2021-02 approving the annexation of 80.48 acres, known as Aero Pines Association into the North Yuba Water District.

VI. OTHER BUSINESS:

1. Reminder 700 forms are due by April 1, 2021

VII. EXECUTIVE OFFICERS AND COMMISSIONERS REPORTS:

VIII. ADJOURN TO THE NEXT MEETING ON Wednesday, March 3, 2021.

Commissioners – Please contact your alternate if you are unable to attend this meeting.
Alternates are:

City - Jay Pendergraph
County - Seth Fuhrer
Public - Dennis Pinney

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.



Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

- Items not appearing on the agenda must be within the Commission’s subject matter jurisdiction.
- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual’s testimony may be limited to 3 minutes. Time to address the Commission will be allocated on the basis of the number of requests received. If you would like an item placed on a future agenda, you may do so by contacting the Commission at (530) 749-5467.

Procedure for Public Hearing:

The public may address the Commission on each agenda item during the Commission’s consideration of the item. When doing so, and when commenting on non-agenda items, we ask that the public kindly be recognized by the Chair before speaking, and to please keep their remarks brief. If several persons wish to address the Commission on the same item, or if any person’s comments are excessive, the Chair may limit any person's input to 3 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Accessibility

The telephonic/video meeting location is accessible to people with disabilities. Every reasonable effort will be made to accommodate participation of the disabled in all of the Commission’s public meetings. If particular accommodations for the disabled are needed or a reasonable modification of the teleconference procedures are necessary (i.e., disability-related aids or other services), please contact the Clerk at (530) 749-5467 at least 24 hours in advance of the meeting. An interpreter for the hearing-impaired may be made available upon request to the Clerk 72 hours before a meeting.

Disclosure & Disqualification Requirements

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Yuba LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals; they may

be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660.

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an “entitlement for use” (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Late-Distributed Materials. Any material submitted to the Commission after this agenda is posted will be made available for public inspection as soon as possible in the LAFCO office, as indicated below.

Contact LAFCO Staff: LAFCO staff may be contacted at 530-749-5467 or by mail at Yuba LAFCo c/o John Benoit, Executive Officer 915 8th Street, Suite #130, CA 95901 or by email at phensley@co.yuba.ca.us or by fax at (530) 749-5468.