MINUTES

YUBA LOCAL AGENCY FORMATION COMMISSION

March 6, 2013

I. CALL TO ORDER

At 6:00 p.m., a meeting of the Yuba County Local Agency Formation Commission (LAFCO) was called to order by Chair Abe, with Commissioners Samayoa and West present. Commissioners Griego and Hastey and Alternate Commissioners Vasquez and Wilkins were absent. Also present were John Benoit, Executive Officer, LAFCo Counsel Michael Colantuono, and LAFCo Clerk-Analyst Paige Hensley.

II. APPROVAL OF MINUTES:

The minutes from November 7, 2012 were unanimously approved and the minutes from February 6, 2013 were continued.

III. PUBLIC COMMUNICATIONS:

None.

IV. PROCEDURE FOR PUBLIC HEARINGS:

V. PUBLIC HEARING:

A. LAFCO No. 2013-0001 Sphere of Influence Update for Reclamation District 817:

Consideration of a Sphere of Influence Update for the Reclamation District 817. LAFCO is charged with applying the policies and provisions of the Cortese-Knox Hertzberg Act to its determinations regarding Spheres of Influence. LAFCO is required to conduct a Sphere of Influence update consistent with policies and procedures of LAFCO of Yuba County and the LAFCO Act. The Commission intends to adopt a Notice of Exemption for the Spheres of Influence Update.

Staff Report:

John Benoit, Executive Officer, presented the staff report for all three reclamation districts at the same time. John Benoit discussed a letter received from RD 784 requesting an Option D which would remove the waterside land outside the footprint.
of the Feather River and Bear River setback levee design improvements from the Districts 784. John Benoit also discussed a letter received from Frances Hofman and asked Steve Fordice, General Manager for RD784, to address the questions and concerns in her letter.

Steve Fordice, General Manager for RD784, addressed Frances Hofman’s questions. (See Hofman’s letter and RD784’s response to letter attached hereto and made a part hereof)

Commissioner Samayoa asked for clarification of the proposed SOI on the map.

John Benoit offered clarification.

Commissioner Abe asked for clarification of the Three River Levee Improvement Authority service area.

Commissioner Samayoa asked for clarification of Hofman’s property.

Steve Fordice, General Manager RD784, explained Hofman’s area of concern.

Commissioner West asked if the sphere of influence will ultimately allow RD 784 to annex land into the district.

John Benoit, Executive Officer, explained that the sphere of influence is not a guarantee of annexation but it sends a signal to indicate a possibility of annexation down the road.

Commissioner West clarified for the record, it could allow for a future annexation and create a source of additional funding for those areas served by the levees.

Commissioner Samayoa stated he feels they had dealt with the concerns of Frances Hofman in a clear way.

Public Hearing:

There being no further comments the public hearing was closed.

**Action:** Upon motion by Commissioner West and seconded by Commissioner Samayoa, the Commission approved Option 1 for all three Reclamation Districts with a 3-0 vote. Commissioner Griego and Hastey were absent.
B. **LAFCO No. 2013-0002 Sphere of Influence Update for Reclamation District 2103:**
Consideration of a Sphere of Influence Update for the Reclamation District 2103. LAFCO is charged with applying the policies and provisions of the Cortese-Knox Hertzberg Act to its determinations regarding Spheres of Influence. LAFCO is required to conduct a Sphere of Influence update consistent with policies and procedures of LAFCO of Yuba County and the LAFCO Act. The Commission intends to adopt a Notice of Exemption for the Spheres of Influence Update.

**Action:**

**See public hearing and action taken under Item V.A**

C. **LAFCO No. 2013-0003 Sphere of Influence Update for Reclamation District 784:**
Consideration of a Sphere of Influence Update for the Reclamation District 784. LAFCO is charged with applying the policies and provisions of the Cortese-Knox Hertzberg Act to its determinations regarding Spheres of Influence. LAFCO is required to conduct a Sphere of Influence update consistent with policies and procedures of LAFCO of Yuba County and the LAFCO Act. The Commission intends to adopt a Notice of Exemption for the Spheres of Influence Update.

**See public hearing and action taken under Item V.A**

VI. **ACTION ITEMS:**

A. **Workshop regarding the Draft Policies, Standards and Procedures (note: this may take more than one meeting to review the entire document)**

Commissioner Abe asked if due to the absence of Commissioners Griego and Hastey the discussion on the Draft Policies and the Work Program should be continued until the next meeting.

**The Commission continued item until the next meeting on April 3, 2013.**

B. **Review Work Program for LAFCO for FY 2013-2014**

Receive Executive Officers report, review proposed work program, add or delete items to be included in LAFCO’s work program for FY 2013-2014

**The Commission continued item until the next meeting on April 3, 2013.**

VII. **OTHER BUSINESS:**

A. Consideration of a “Tag Line” for Yuba LAFCo.

**Continued until the next meeting on April 3, 2013**
The Commission requested their packets be put in binders for future meetings.

B. Review Budget Process and Establish Budget Committee for the next fiscal year’s budget process.

The Commission appointed Commissioner Samayoa and Commissioner West to serve on the Budget Committee.

C. Set Public Hearing of April 3rd, 2013 for the Proposed FY 2013-1014 LAFCo Budget


D. 700 form reminder – Forms are posted on the fppc website at www.fppc.ca.gov. Forms due to the LAFCO office prior to April 1, 2013.

John Benoit reminded the Commissioners to get their 700 forms turned in by April 1, 2013.

VIII. EXECUTIVE OFFICER AND COMMISSIONER’S REPORTS

John Benoit discussed a proposed amendment to Gov. Code Section 56133 concerning out of area agreements and stated as written he is opposed to it. John Benoit explained the special districts could be short changed since there would be no tax allocations.

Commissioner Abe instructed staff to continue the discussion at the April 3rd meeting.

Commissioner West thanked staff for meeting with him for orientation.

IX. ADJOURN:

There being no further business, the meeting was adjourned at 7:01 p.m. to the next regular meeting on April 3, 2013 at 6:00 p.m. in the Board of Supervisors Chamber, 915 8th Street, Marysville.

Approved,

Roger Abe, Chairperson

ATTEST: JOHN BENOIT
EXECUTIVE OFFICER

By: Paige Hensley
Yuba LAFCO Clerk