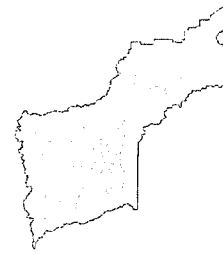


YUBA COUNTY LOCAL AGENCY FORMATION COMMISSION

JOHN BENOIT, EXECUTIVE OFFICER

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MINUTES

YUBA LOCAL AGENCY FORMATION COMMISSION

October 5th, 2016

I. **CALL TO ORDER**

At 6:01 p.m., a meeting of the Yuba County Local Agency Formation Commission (LAFCO) was called to order by the Chair, Commissioner Abe, with Commissioners Griego, West (West entered the meeting at 6:04 p.m.) and Public Member Alternate Atwal present. Commissioners Samayoa and Wilkins were absent. Alternate Commissioners Pendergraph and Vasquez were also absent. Also present were Executive Officer John Benoit, Legal Counsel David Ruderman and LAFCo Clerk-Analyst Paige Hensley.

II. **APPROVAL OF MINUTES:**

Upon motion by Commissioner Kuldip and seconded by Commissioner Griego, the minutes from the August 3rd, 2016 meeting were unanimously approved with a vote of 3-0 vote.

III. **PUBLIC COMMUNICATIONS:**

None.

IV. **PROCEDURE FOR PUBLIC HEARINGS:**

V. **ACTION ITEMS:**

- A. **Consider approving MOU between Yuba LAFCO and the County of Yuba for office rental space.**

John Benoit, Executive Officer, reviewed the proposed MOU for office space.

Action: Upon motion of Commissioner Griego and seconded by Commissioner West and carried as follows AYES: Commissioners Abe, Atwal, Griego and West; Noes: None ABSENT: Samayoa; The Commission unanimously voted to approve the MOU between Yuba LAFCO and the County of Yuba for office rental space and to authorize John Benoit to sign said MOU.

B. Consider approving MOU between Yuba LAFCO and Yuba County Water Agency for Financial Services and Clerk Analyst position.

John Benoit, Executive Officer, reviewed and discussed the MOU between Yuba County Water Agency and Yuba LAFCO.

Action: Upon motion of Commissioner Griego and seconded by Commissioner West and carried as follows AYES: Commissioners Abe, Atwal, Griego and West; Noes: None ABSENT: Samayoa; The Commission unanimously voted to approve the MOU between Yuba LAFCO and the Yuba County Water Agency for Financial Services and Clerk Analyst position.

C. Consider authorizing termination of Accounting Services Contract and Support Services Agreement (collectively, “Contracts”) with the City for Marysville and authorizing the Executive Officer to negotiate and approve an agreement to terminate the Contracts on a date earlier than that provided by the terms of the Contracts.

Action: Upon motion of Commissioner Griego and seconded by Commissioner West and carried as follows: AYES: Commissioners Abe, Atwal, Griego and West; Noes: None ABSENT: Samayoa; The Commission unanimously voted to Authorize Staff to notify City of Marysville of termination of its Accounting Services Contract dated June 16, 2009 and Support Services Agreement dated September 13, 2006. Further authorize the Executive Officer to negotiate and approve an agreement or agreements with the City of Marysville to terminate the Accounting Services Contract and Support Services Agreement on a date earlier than that provided by those agreements (Accounting Services Contract — 60 days; Support Services Agreement — 90 day).

D. Authorize transfer of Yuba LAFCO funds from the City of Marysville to the Yuba County Water Agency, except for funds needed to cover expenses owed to Marysville through termination of Accounting Services Contract and Support Services Agreement.

Action: Upon motion of Commissioner Griego and seconded by Commissioner a Atwal and carried as follows AYES: Commissioners Abe, Atwal, Griego and West; Noes: None ABSENT: Samayoa; The Commission unanimously voted to approve Authorize staff to transfer Yuba LAFCO funds from the account currently maintained under contract with the City of Marysville to the account maintained by Yuba County

Water Agency, except for funds needed to cover expenses through termination of the Accounting Services Contract and Support Services Agreement.

E. Biennial Review of Yuba LAFCO's Conflict of Interest Code

Action: Upon motion of Commissioner Griego and seconded by Commissioner Atwal and carried as follows: AYES: Commissioners Abe, Atwal, Griego and West; Noes: None; ABSENT: Samayoa; The Commission unanimously voted to approve and Authorize the Executive Officer to sign the Local Agency Biennial Notice and transmit it to the County Clerk's office.

F. A bylaw update thereby amending Section 5.11 to LAFCO's adopted bylaws, entitled "Legislative Process Participation"

John Benoit, Executive Officer, review the proposed bylaw amendment.

Commissioner Griego stated she supports this policy, but would like to make sure any CALAFCO member that sits on the Yuba LAFCO Commission is included in the discussion.

Action: Upon motion of Commissioner Griego and seconded by Commissioner Atwal and carried as follows: AYES: Commissioners Abe, Atwal, Griego and West; Noes: None; ABSENT: Samayoa; The Commission unanimously voted to Adopt LAFCO Resolution No. 2016-03 thereby amending Yuba LAFCO's Bylaws to include a policy regarding legislative process participation.

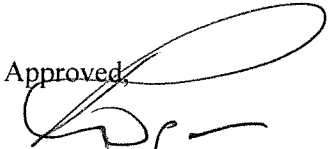
VII. EXECUTIVE OFFICER AND COMMISSIONERS REPORTS:

John Benoit gave a brief update on the upcoming projects for RD 784, and BVID annexations.

VIII. ADJOURN:


There being no further business, the meeting was adjourned at 6:25 p.m. to the next regular meeting on January 4th, 2017 at 6:00 p.m. in the Board of Supervisors Chamber, 915 8th Street, Marysville.

Approved:



Roger Abe / Chair

ATTEST: JOHN BENOIT
EXECUTIVE OFFICER



By: Paige Hensley, Yuba LAFCO Clerk-Analyst

