

Local Agency Formation Commission of
Colusa County

Minutes
August 6, 2009

1. Call to Order/Roll Call

The Local Agency Formation Commission of Colusa County meets this 6th day of August 2009 at the hour of 3:00 PM. Commissioners Present: Denise Carter, Angie Fulcher, Brandon Ash, and Don Barker, Chairman. Commissioners Absent: Gary Evans and Kay Hosmer.

Present: John Benoit, Executive Officer.

Shelly Murphy, Colusa County Water District, Gen. Mgr.

Mary Winters, Public Member, Alt.

Scott Browne, Legal Counsel.

Alicia Draves, Commission Clerk.

2. Election of Chair and Vice-Chair for Fiscal Year 2009-2010

Mr. Benoit opens the nominations for the position of Chairperson.

Commissioner Ash nominates Commissioner Evans as Chairman.

No other nominations are offered.

It is moved by Commissioner Ash, seconded by Commissioner Fulcher to nominate Commissioner Evans for the position of Chairperson. Motion carried. All yes. Absent: None.

Mr. Benoit opens the nominations for the position of Vice Chair.

Chairman Barker nominates Commissioner Hosmer as the Vice Chair. Motion dies for lack of a second.

Commissioner Ash nominates Commissioner Carter as Vice Chair.

It is moved by Commissioner Ash, seconded by Commissioner Fulcher to nominate Commissioner Hosmer for the position of Vice Chairperson.

Vice Chairman Carter states she would prefer that Commissioner Barker complete this meeting as the Chairman.

3. Approval of Minutes

Chairman Barker declares time for approval of the Minutes of June 4, 2009.

It is moved by Commissioner Winters, seconded by Commissioner Carter to approve the Minutes of June 4, 2009. Motion carried by the following vote:

AYES: Commissioners Carter, Winters, and Barker.

NOES: None.

ABSENT: Commissioners Evans and Hosmer.

ABSTAIN: Commissioners Ash and Fulcher.

4. Public Comment

Chairman Barker declares time for public comment.

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

5. Authorization for Commissioners and Staff to attend annual Calafco Conference on October 28, 29 and 30th at the Teneya Lodge in Yosemite.

Chairman Barker declares time for authorization for Commissioners and Staff to attend the annual Calafco Conference on October 28, 29 and 30th at the Teneya Lodge in Yosemite.

Mr. Benoit states that he has placed this on the agenda to get a final attendance and approval for the conference.

Mr. Browne states the conference will focus on the financial crunch that all cities and agencies are facing. He further states that he will be leading a seminar on CEQA for those individuals who would like to brush up. He notes that the emphasis is on the practical this year.

Commissioner Carter states she would like to attend, but will need to check her calendar for any conflicts.

Commissioner Fulcher states that she would like to attend if there is an opening.

Mr. Browne states that it is his recommendation that the Commissioners travel down on Tuesday since the conference begins early Wednesday morning.

3:15 PM Commissioner Hosmer is now in attendance.

Commissioner Hosmer states that she will be attending and has already made her reservations.

The following Commissioners who will be attending:

- Commissioner Barker
- Commissioner Carter
- Commissioner Fulcher
- Commissioner Hosmer
- Commissioner Ash

The following Commissioners will be attending the Mobile Workshop:

- Commissioner Carter
- Commissioner Fulcher
- Commissioner Ash

6. Consent Agenda

Chairman Barker declares time for approval of the Consent Agenda for payment of claims for July 2009.

Commissioner Hosmer states that she has prepaid for her room, and she will be giving a bill to Mr. Benoit.

Mr. Benoit states that he will need to make the following corrections to Conference Attendance on the claims form:

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
August 6, 2009	Calafco Conference Registration (5 persons)	\$2340.00
August 6, 2009	Calafco Conference Lodging (5 persons-3 nights)	\$2314.35

It is moved by Commissioner Ash, seconded by Commissioner Carter to approve the payment of claims for July 2009, as corrected. Motion carried. All yes. Absent: Commissioner Evans.

7. Receive Executive Officer’s report and conduct a Public Hearing on the Municipal Service Review for Irrigation Water Services and Sphere of Influence for the Colusa County Water District

Chairman Barker declares time for a public hearing on the Municipal Service Review for Irrigation Water Services and Sphere of Influence for the Colusa County Water District.

Mr. Benoit states that this is the MSR for the Colusa County Water District. He further states that the Commissioners have a copy of the MSR and SOI reports, noting that it is his recommendation that the Commission approve the both. He further states since this is an irrigation district there will be no growth. He further states that the infrastructure is adequate for their needs and the district is financially viable.

Discussion is held regarding the MSR and SOI with no changes made to either of them.

It is moved by Commissioner Ash, seconded by Commissioner Carter to adopt **Resolution 2009-0011**, a Resolution Approving a MSR for Irrigation Water Services.

AYES: Commissioners Carter, Hosmer, Ash, and Barker.

NOES: None.

ABSENT: Commissioner Evans.

It is moved by Commissioner Carter, seconded by Commissioner Hosmer to adopt **Resolution 2009-0012**, a Resolution Approving a Sphere of Influence Update for the Colusa County Water District.

AYES: Commissioners Carter, Hosmer, Ash, and Barker.

NOES: None.

ABSENT: Commissioner Evans.

8. MSR Committee Update Report

Chairman Barker declares time for the MSR Committee Update Report.

Mr. Benoit states that the committee has met, noting they recommend making an MSR template which would make it easily updateable. He further notes that while all district MSR’s contain certain information; there are some fundamental differences for each district. He further states that when consultants get the report wrong, and it is not caught by the Board members before approval, it may lead to inconsistencies in the various reports.

Commissioner Winters states once the MSR is completed, she would like for the District’s Board to send written confirmation that their Board has read the report. She further states that she would like to have a checklist that is used for all MSR’s.

Commissioner Ash states that he agrees with Commissioner Winters regarding requiring the Board to send written confirmation of having received and read the report.

9. Consider Nomination for Calafco Board of Directors

Chairman Barker declares time for the nomination of a Commissioner to run for the Calafco Board of Directors.

Commissioner Hosmer states that there needs to be more representation from the City members.

It is moved by Commissioner Ash, seconded by Commissioner Barker to nominate Commissioner Hosmer to run for the Calafco Board of Directors. Motion carried. All yes. Absent: Commissioner Evans.

10. 2009 Calafco Achievement Awards Nominations

Chairman Barker declares time for nominations for Calafco Achievement Awards.

Mr. Browne states that Lake County has nominated Mr. Benoit as Outstanding LAFCO Professional, and it is his recommendation that the Colusa County LAFCO do the same.

It is moved by Commissioner Hosmer, seconded by Commission Carter to nominate Mr. Benoit as the Outstanding LAFCO Professional. Motion carried. All yes. Absent: Commissioner Evans.

11. Selection of Commissioner to vote on behalf of Colusa LAFCO at the Calafco Annual Conference

Chairman Barker declares time for the nomination of a Commissioner to vote on behalf of Colusa LAFCO at the Calafco Annual Conference.

It is moved by Commissioner Carter, seconded by Commissioner Ash to nominate Commissioner Barker to vote on behalf of Colusa LAFCO at the Calafco Annual Conference. Motion carried. All yes. Absent: Commissioner Evans.

12. Executive Officer's Report

Mr. Benoit states that are several more MSR reports for the irrigation districts in the pipeline, noting that he still needs to engage the various district Boards of Directors. He further states that he is working on the City of Colusa MSR, noting that he will need to begin one for the City of Williams as well.

13. Commissioner Reports

Commissioner Ash states that would like to stress the importance of being on time to the meetings.

14. Correspondence

Mr. Benoit states that he received a phone call from Sue Horne, from Assemblyman Nielson's office, noting that the call was regarding the situation at Walnut Ranch. He further states that he stressed to her the need to go to the City of Colusa. Discussion is held with no action taken.

15. Adjournment

Chairman Barker adjourns the meeting at 4:25PM, to reconvene in Regular Session Thursday, September 3, 2009 at the hour of 3:00 PM.

Don Barker, Chair

Alicia Draves, Commission Clerk