

AMADOR LAFCO



LOCAL AGENCY FORMATION COMMISSION

810 COURT STREET ♦ JACKSON, CA 95642 ♦ (209) 223-6380

MINUTES

May 16, 2019

APPROVED

This meeting was available via live audio streaming and was digitally recorded.

1. **Call to Order, Pledge of Allegiance & Roll Call**

The May 16, 2019, meeting of the Amador Local Agency Formation Commission (LAFCO), held at the County Administration Center, 810 Court Street, Jackson, California, was called to order by Chairman Crew at 5:59 p.m.

2. **Roll Call**

Members Present:

Pat Crew, Chairman
Dominic Atlan, City Member
Tim Murphy, City Member
Jim Vinciguerra, Public Member
Brian Oneto, County Member
(Byron Damiani, Public Alternate)
(Jon Colburn, City Member Alternate)

Staff Present:

Roseanne Chamberlain, Executive Officer
Nancy Mees, Clerk to the Commission
William Chamberlain, Legal Counsel

3. **Approval of Agenda for May 16, 2019**

Motion: It was moved by Commissioner Oneto, seconded by Commissioner Vinciguerra, and carried unanimously to approve the agenda as submitted.

4. **Approval of the Minutes of March 21, 2019**

Motion: It was moved by Commissioner Atlan, seconded by Commissioner Oneto, and carried unanimously to approve the Minutes for March 21, 2019, as submitted.

5. **Approval of Claims to May 16, 2019**

Motion: It was moved by Commissioner Murphy, seconded by Commissioner Vinciguerra, and carried unanimously to approve the Approval of Claims – Meeting Final, as submitted.

6. **Public Forum – Public Comment**

There was no public comment.

7. **Adoption of Final Budget for Fiscal Year 2019-20; Resolution #2019-09 (public hearing)**

Chairman Crew opened the Public Hearing.

Executive Officer Chamberlain stated the budget presented was the same as the draft budget presented at the March 21, 2019, meeting, except for the one change requested by the Commission at that meeting. She reported that the draft budget had been circulated for comment, and no comments or questions had been received.

Ms. Chamberlain recommended that the Commission adopt the Resolution approving the budget as presented.

There was no public comment.

Motion: It was moved by Commissioner Vinciguerra, seconded by Commissioner Atlan, and carried unanimously to close the Public Hearing.

Motion: It was moved by Commissioner Oneto, seconded by Commissioner Murphy, and carried unanimously to approve Resolution #2019-09 as presented, with direction to staff to transmit the budget to the Auditor and all parties specified in Government Code §56381(a).

8. **Dissolution of County Service Area #3; LAFCO Project #303; Resolution #2019-08**

Executive Officer Chamberlain stated that this is an inactive district, was established as a financing vehicle, that the bonds involved in the financing have been paid off, and that the State Controller's Office listed CSA #3 as an inactive district, thus requiring that it be dissolved. The dissolution process was initiated at the February 21, 2019, meeting. Ms. Chamberlain added that the 2008 and 2014 MSRs both recommended its dissolution. A zero sphere of influence was adopted in 2019. No map will be attached to this resolution.

Motion: It was moved by Commissioner Oneto, seconded by Commissioner Atlan, and carried unanimously to approve Resolution #2019-08 as presented, and to give staff direction to complete the necessary filings and transmittals for the dissolution.

9. **Initiation of Dissolution of County Service Area #7; LAFCO Project #312; Resolution #2019-10**

Executive Officer Chamberlain reported that this district is also inactive, and that it encompasses the entire county. Both the 2008 and the 2014 MSRs recommended its dissolution, and a zero sphere of influence was adopted in 2014. It was not originally listed as inactive by the State Controller's Office, but after some information was provided to them, it was added to their list. Adopting this resolution will initiate the process of notifying all affected parties.

Commissioner Oneto asked whether, if mandatory trash pick-up were instituted, it would be beneficial to have this county-wide district still active. Ms. Chamberlain responded that the district is obsolete.

Motion: It was moved by Commissioner Vinciguerra, seconded by Commissioner Atlan, and carried unanimously to adopt Resolution #2019-10 initiating the dissolution of CSA #7.

10. **Public Review Draft Municipal Service Review (MSR) 2019 Update, Lockwood Fire Protection District; LAFCO Project #311 (public hearing)**

Chairman Crew opened the public hearing.

Executive Officer Chamberlain stated that the Lockwood FPD provides emergency medical and fire protection services. A coterminous sphere of influence was adopted in 2010. During this MSR review, the boundaries have been verified, and are very close to what had been previously determined, with only some minor adjustments.

Ms. Chamberlain reported that the district has a very helpful website. No increase in service demand is expected as there is little growth in the population of the district and no development is occurring. The County Auditor holds the funds for the district and processes its checks.

The district's boundaries overlap completely with the CAL FIRE State Response Area. The district has an ISO rating of 8B/6, with a higher rating in the LaMel area due to the existence of fire hydrants. This rating was given in 2003, and there may soon be an update of the rating.

Commissioner Oneto asked if the board members were selected by appointment or open elections. Ms. Chamberlain responded that positions were primarily filled through appointments.

Chairman Crew called for any public comment. Jan Hewitt, President of the Lockwood FPD Board, spoke from the audience, saying that it had been a pleasure to work with Ms. Chamberlain, and that she had clarified the MSR process for the District's board.

Motion: It was moved by Commissioner Oneto, seconded by Commissioner Vinciguerra, and carried unanimously to close the Public Hearing, and to direct staff to circulate the Public Review Draft MSR for public comment.

11. **Public Review Draft Municipal Service Review (MSR) 2019 Update, Sunset Heights Community Service District; LAFCO Project #313 (public hearing)**

Chairman Crew opened the Public Hearing.

Clerk to the Commission Nancy Mees stated that Sunset Heights CSD was formed in 1981, and now provides various road maintenance services. A coterminous sphere of influence was affirmed in 2014. She reported that the district is well-run financially, has regular financial reviews, and has a capital improvement plan in place. They are able to maintain a five-member board, but do not have a General Manager as required by law, and the 2014 MSR recommended they obtain one. This has not occurred. Despite the lack of a GM, Ms. Mees stated that the Board is doing a good job of running the CSD and performing maintenance work, with Board President Ron Kosage performing the work which a General Manager would do. Ms. Mees thanked Mr. Kosage for his help in answering questions and providing documents.

Chairman Crew called for any public comment. Mr. Hub Gurnari, Vice President of the Board, introduced himself from the audience, and then introduced board members Vanessa McDermott and Chuck Lowrie. Mr. Lowrie then spoke, stating that he had been with the board for 28 of its 38 years, and has just recently come back onto the board. He explained that they had never felt the need for a general manager as the president has always done a good job of handling those duties, and as a small district, it is hard enough to find five board members. He welcomed any ideas the

Commission might have to solve this problem.

The Commissioners asked if there was any exemptions to the general manager requirement, to which Executive Officer Chamberlain responded no. They then asked if LAFCO was required to compel the district to find a general manager. Ms. Chamberlain replied that LAFCO can't compel them, but can only note the recommendation that they have one in the MSR. It was then asked whether there is any penalty for a district not having a GM. Ms. Chamberlain again responded no, but that we can note that the district is trying to fill the position to show they are not ignoring the recommendation.

By consensus, the Commission continued the public hearing to the June 20, 2019, meeting, and directed staff to circulate the Public Review Draft MSR for public comment.

12. **Public Review Draft Municipal Service Review (MSR) 2019 Update, Pine Acres Community Service District; LAFCO Project #314 (public hearing)**

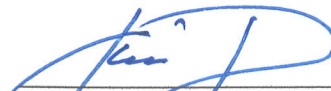
(This hearing will be continued and held at the June LAFCO meeting.)

13. **Other Business, Reports**

- a. Correspondence – Executive Officer Chamberlain reported that the performance evaluation for Clerk Mees was in the meeting packet. Also in the packet was the flyer for the Ethics and Brown Act training that had occurred on May 15. Ms. Chamberlain reported that it had been widely publicized, and that about 28-29 people attended, including several persons from Calaveras County. Commissioner Oneto commented that such trainings can also be completed online, to which Ms. Chamberlain added that links to state websites with such trainings have been distributed to the districts in the county. In response to a question, she said that several members of Jackson Valley FPD had also attended.
- b. Commissioner Announcements – none.
- c. Executive Officers Report – Executive Officer Chamberlain stated that she had included her written report in the packet, and that she wanted the Commissioners to be aware that her priorities for the MSRs are to complete those for the water and fire districts. Her goal is to establish spheres of influence for Amador Water Agency and Amador Fire Protection District. She stated that this has never been done for those agencies, and they should have their spheres established. She hopes to have the Fiddletown and Volcano water districts' draft MSRs ready for the June meeting. Finally, Ms. Chamberlain reported that all three staff members had attended the CALAFCO Staff Workshop in April.
- d. Legislation Update – Ms. Chamberlain stated that the list compiled by CALAFCO of current legislation pending was in the packet. She commented that SB 600 is one of the more problematic bills in that it bypasses the LAFCO process by mandating extensions of water service to certain disadvantaged communities, which could then lead to problems later on due to a bad extension possibly being approved. There is a sample letter of opposition in the packet, and Ms. Chamberlain requested the Commission to direct staff to send it. Ms. Chamberlain also briefly discussed AB 1253, the annual omnibus bill; SB 414, which would create the Small System Water Authority Act; and AB 213, which would restore vehicle license fee money to cities. By consensus, the Commission directed staff to write and send a letter in opposition of SB 600.

14. **Adjournment**

The next regular LAFCO meeting is scheduled for June 20, 2019. Chairman Crew adjourned the meeting at 6:34 p.m.



Jim Vinciguerra, Vice Chairman
Presiding Officer
LOCAL AGENCY FORMATION COMMISSION

ATTEST: 
Roseanne Chamberlain, Executive Officer