

DRAFT

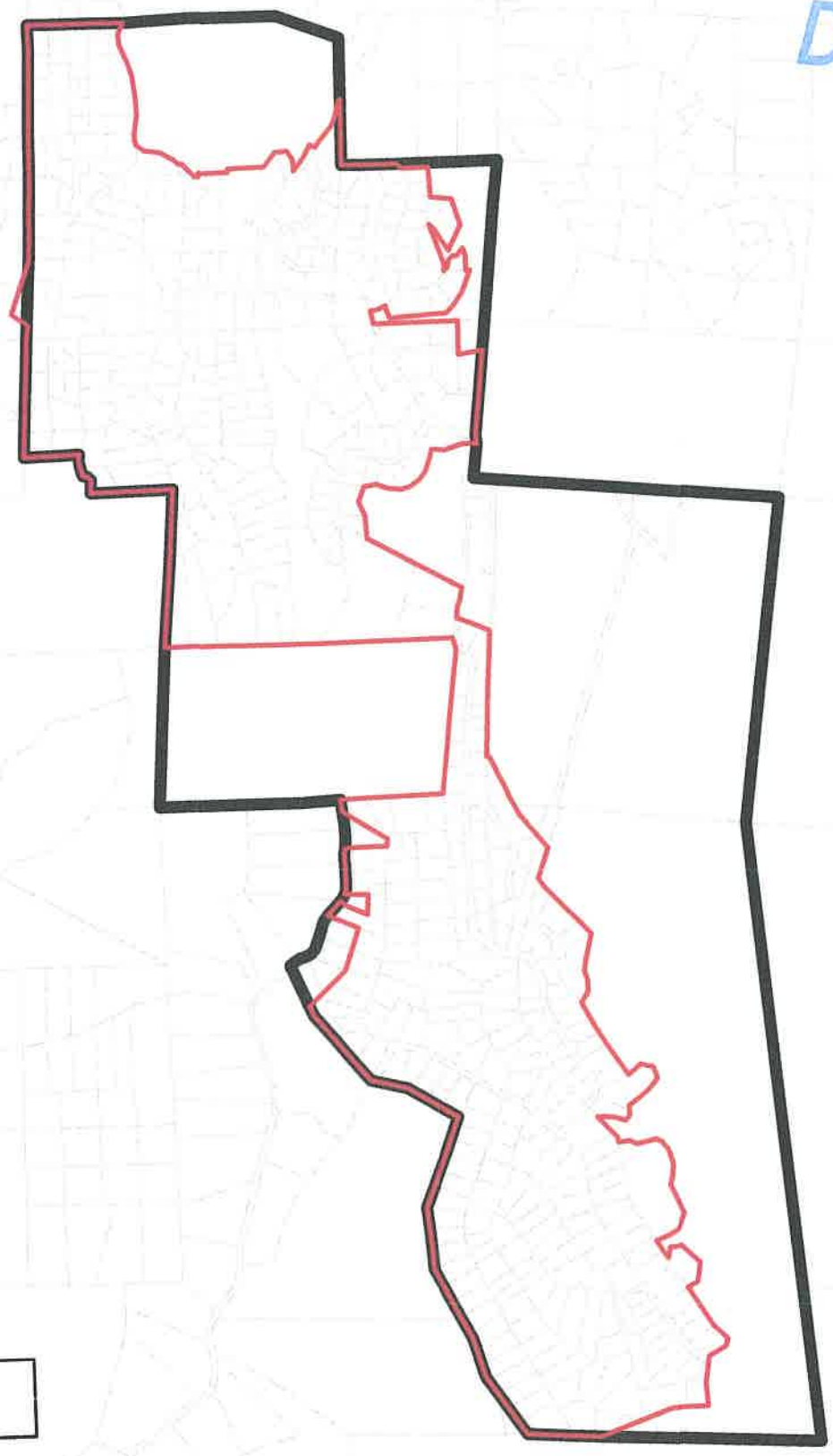


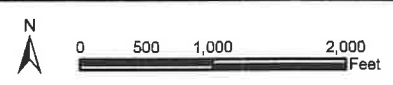


Exhibit A

Pine Acres
Community Services District
Amended Sphere of Influence

-  Amended Sphere of Influence
-  Pine Acres CSD Verified Boundary



LAFCO Resolution #2020-01

Map created December 20, 2019 for Amador LAFCO by:
Cindy Engel, GIS Coordinator, Amador County Transportation Commission
117 Valley View Way, Sutter Creek CA 95685

The Amador County Transportation Commission (ACTC) and the Amador Local Agency Formation Commission (LAFCO) assume no responsibility arising from the use of this information. THE MAPS AND ASSOCIATED DATA ARE PROVIDED WITHOUT WARRANTY OF ANY KIND, expressed or implied, including, but not limited to, the implied warranties of merchantability and fitness for a particular purpose. Do not make any business decisions based on this data before validating your decision with the appropriate County office.

LOCAL AGENCY FORMATION COMMISSION

Exhibit B TO LAFCO RESOLUTION NO. 2020-01

RESOLUTION MAKING DETERMINATIONS AND ADOPTING AN AMENDED SPHERE OF INFLUENCE FOR THE PINE ACRES COMMUNITY SERVICES DISTRICT

1. No changes to the present and planned land uses in and around the Pine Acres Community Services District are anticipated within the planning horizon of this sphere of influence, including agricultural and open space lands.
2. No changes in the present and probable need for public facilities and services in and around the Pine Acres Community Services District are anticipated within the planning horizon of this sphere of influence.
3. The Commission has not identified any community of social and economic interest that is relevant to this sphere action.
4. The commission recognizes that the Pine Acres Community Services District boundary currently includes parcels which do not receive services and are not assessed for services, or are being assessed an administrative fee only in anticipation of possible future development, which, if it were to now occur, would require the roads to be built to county standards and be county maintained, and determines that these parcels shall be excluded from the sphere of influence to allow for a future detachment from the boundaries of the district.

AMADOR LAFCO
LOCAL AGENCY FORMATION COMMISSION

DRAFT

Notice of Exemption

TO: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814
 County Clerk
County of Amador

FROM: Public Agency:
Amador LAFCO
810 Court Street, Jackson, 95642
Contact: 209-418-9377
amador.lafco@gmail.com

Project Title: Adopt/Amend the Existing Sphere of Influence for Pine Acres Community Services District (PACSD) to remove certain parcels not paying assessments or receiving road maintenance services.

Project Location - Specific: Near the intersection of Hwy 88 and Tabeaud Rd.

Project Location - City: NA **Project Location - County:** Amador

Description of Project: Adopt/Amend/Reduce the current sphere of influence for PACSD

Name of Public Agency Approving Project: Amador LAFCO

Name of Person or Agency Carrying out Project: Amador LAFCO

Exempt Status: (check one)

- Ministerial
- Declared Emergency
- Categorical Exemption** Section 15061(b)(3)
- Statutory Exemptions. State code number:**

Reasons why project is exempt: Section 15061(b)(3) of the Public Resources Code, in that there is no change in services or service demand and no possibility that the project could have a negative effect on the environment.

Signature: _____ **Date:** 1/9/20 **Title:** Executive Officer

Signed by Lead Agency Date received for filing at OPR: _____
 Signed by Applicant

POSTED ON:

BOARD OF DIRECTORS MEETING STAFF REPORT

13 December, 2019

Agenda Item No. 12 2019 CALAFCO Survey Results

Prepared By: Martha Poyatos, Deputy Executive Officer

Date: 13 December, 2019

RECOMMENDATION

1. Receive and file report.

DISCUSSION

The CALAFCO membership indicated some time ago an interest in surveying its membership concerning basic operational and organizational data. Topics of interest included: commission structure, staffing and compensation, budgets, facilities, legal counsel representation, individual county demographics, project work load, and number of agencies regulated, among others.

Since then, five surveys have been conducted in 2006, 2009, 2012, 2015 and 2019. Initial surveys were designed with Microsoft Excel and required each member LAFCo to fill in the blanks with their agency specific data. These early surveys were labor intensive and resulted in much subjectivity and varying degrees of data being provided making it difficult to easily compare data. In 2015 we changed the approach to the survey in order to garner greater participation. The survey was changed to use Survey Monkey, offer a range of answers and a limited number of questions. Over the past few years we have polled LAFCo staff to determine what data is important to them and the 2019 survey was designed with that feedback. Our approach seems to work as the 2015 and 2019 surveys netted significantly higher responses.

It's worth noting that the traditional biennial survey was not conducted in 2017. Instead we used that time to gather critical data for the pursuit of LAFCo funding and to support our testimony to the Little Hoover Commission.

The 2019 CALAFCO Survey, with responses from 53 LAFCos, is attached for review. Below is a summary of the survey followed by some observations from CALAFCO Staff:

Staffing/Independence

1. Twenty (20) years after LAFCo's gained the right to be independent agencies, staffing is a substantially mixed bag: LAFCo as direct employees (36%), county employees (23%), contract employees (30%) and hybrid (11%).
2. Over 39% of the 53 LAFCos that responded noted that staff is hired directly by the LAFCo. Thirty (30) LAFCos (over 56% of respondents) indicated they operate with full independence (although not hired directly by the commission), taking direction only from the commission.

The remaining 2 LAFCos (under 4%) noted being partially or fully directed by another agency, presumably their home county.

3. 83% of LAFCO's have fewer than 4 staff, 38% less than 2 staff.
4. LAFCO's remain split 50/50 on special district representation.
5. A large percentage (62%) of LAFCO's contract with private legal counsel while 38% have legal counsel provided by other means (i.e.: via contract with another agency).

Budgets

6. 52% of LAFCO's have a budget greater than \$400,000, but 14% remain under \$50,000.
7. 63% of LAFCO's indicate their budget allows them to meet statutory functions, however, 37% cannot meet all statutory functions with the budget provided.
8. 48% of LAFCO's increase budgets when justified and 52% do not.

Miscellaneous

9. 75% of counties have less than 10 cities and 75% have more than 26 special districts.
10. 46% of LAFCO's process fewer than 5 proposals in the past year, 88% fewer than 15 per year.
11. 75% of LAFCO's have not been involved in litigation over the past three years.
12. 29% of LAFCos have conducted less than 5 MSR/SOI updates in the past 5 years: 40% have conducted 6-15 updates in the past 5 years; 8% have done 16-25 and 23% indicated doing more than 26 MSR/SOI updates in the past 5 years.
13. 94% of LAFCO's report the general public not aware of LAFCO functions or responsibilities, but 92% of LAFCO's encourage their staff to do public outreach.

CALAFCO

14. 71% of LAFCO's view CALAFCO as helpful; 25% view CALAFCO as somewhat helpful but admit to not availing to the opportunity of using CALAFCO as a resource; and 4% do not benefit in any significant way from CALAFCO.
15. Legislative efforts, the listserve, and workshops/conferences are most utilized CALAFCO services (90%+) with the website useful to 81%. All other services garnered less than 50% interest
16. 33% of LAFCO's have interest in volunteering commissioners or staff for CALAFCO purposes without conditions; 8% are interested but cannot afford to do so; 36% may be interested and 23% are not interested.

When asked what resources can be added or updated on the CALAFCO website, responses were:

- Example policies from other LAFCos (69%)
- Updates to LAFCo Law page with recent court cases (73%)
- Updates to LAFCo forms (75%)

- Remove old content, check all links, summary of legislative report, LAFCo procedures guides, examples of best practices MSRs, plans for service, etc.

Some broad, generalized observations from the survey:

Overall the survey should be helpful to individual LAFCos in benchmarking and to CALAFCO in responding to inquiries from the Legislature and determining which services to add or expand.

While this year's survey showed slight improvements for LAFCos in some areas, CALAFCO should remain concerned about the lack of sufficient budgets to meet statutory requirements, the percentage of LAFCos not conducting MSRs and the number of LAFCos not utilizing CALAFCO as a resource.

One area of service the Board may wish to consider is the creation of public communication tools to assist member LAFCos in improving communicating the mission of LAFCo and enhancing the public's awareness at the local level. Another is prioritizing updates to the CALAFCO website so it can be a more effective resource for our members.

ATTACHMENTS

12a - Summary Survey Results

AGENDA ITEM # 12

TO: ALL COMMISSIONERS, ALTERNATES
FROM: ROSEANNE CHAMBERLAIN, EXECUTIVE OFFICER
SUBJECT: SCHEDULE OF MEETINGS FOR 2020
DATE: MEETING OF JANUARY 9, 2020

BACKGROUND:

Policy 1.8.1 provides for a meeting schedule to be adopted annually. The regular meeting date has been the third Thursday of each month for many years. The 6:00 PM starting time has been in effect since 2016.

As in past years, it is very likely some meetings will be cancelled based on workload and projects. The CALAFCO calendar is attached.

RECOMMENDATIONS:

1. Continue the current meeting schedule on the third Thursday
2. Cancel meetings as needed during the year, based on workload.

Meeting Dates for Amador LAFCO 2020

February 20	Mid Year Budget Report
March 19	March 25 - CALAFCO Staff workshop
April 16	Proposed Budget
May 21	Final Budget Hearing
June 18	
July 16	
August 20	
September 17	
October 15	CALAFCO annual meeting 10/21-3 in Monterey
November 19	
December 17	

Attachment: CALAFCO 2020 Events Calendar

2020 Events Calendar

JANUARY

- 13 CALAFCO University course (Orange County)
- 17 CALAFCO Legislative Committee (Irvine)
- 21-23 CA Assn. of Sanitation Agencies Conference (Indian Wells)
- 22-24 League New Mayor & Council Academy (Sacramento)

FEBRUARY

- 21 CALAFCO Board of Directors Meeting (San Diego)

MARCH

- 5-8 Local Government Commission Ahwahnee Conference (Yosemite)
- 6 CALAFCO Legislative Committee (Sacramento)
- 12 Assn. of CA Water Agencies Legislative Symposium (Sacramento)
- 25-27 CALAFCO Staff Workshop (Newport Beach)
- 31 Fire District Assn. Annual Meeting (Napa)

APRIL

- 1-3 Fire District Assn. Annual Meeting (Napa)
- 3 CALAFCO Legislative Committee (San Diego)
- 22 League of Cities Legislative Day (Sacramento)

MAY

- 1 CALAFCO Board of Directors Meeting (Sacramento)
- 5-8 Assn. of CA Water Agencies Conference (Monterey)
- 8 CALAFCO Legislative Committee (Conference call)
- 19-20 CA Special Districts Assn. Legislative Days (Sacramento)
- 27-28 CA State Assn. of Counties Legislative Days (Sacramento)

JUNE

- 12 CALAFCO Legislative Committee (Conference call)
- 17-18 League Mayor & Council Executive Forum (Monterey)

JULY

- 17 CALAFCO Legislative Committee (Conference call)
- 24 CALAFCO Board of Directors Meeting (San Diego)

AUGUST

- 12-14 CA Assn. of Sanitation Agencies Annual Conference (Squaw Valley)
- 24-27 CA Special Districts Assn. Annual Conference (Palm Desert)

SEPTEMBER

- 16-17 Regional Council of Rural Counties Annual Conference (Napa)

OCTOBER

- 2 CALAFCO Legislative Committee (2021) (Conference call)
- 7-9 League Annual Conference (Long Beach)
- 21-23 CALAFCO Annual Conference (Monterey)
- 22 CALAFCO Annual Business Meeting (Monterey)
- 23 CALAFCO Board of Directors Meeting (Monterey)

NOVEMBER

- 6 CALAFCO Legislative Committee (2021) (Sacramento)
- 13 CALAFCO Board of Directors Meeting (Sacramento)

DECEMBER

- 1-4 CA State Assn. of Counties Annual Conference (Los Angeles)
- 1-4 Assn. of CA Water Agencies Conference (Indian Wells)

Sharing Information and Resources

CALIFORNIA ASSOCIATION OF
LOCAL AGENCY FORMATION
COMMISSIONS

1020 12th Street, Suite 222
Sacramento, CA 95814

916-442-6536

For current information and other CALAFCO resources please visit www.calafco.org



AGENDA ITEM #14

TO: ALL COMMISSIONERS, ALTERNATES
FROM: ROSEANNE CHAMBERLAIN, EXECUTIVE OFFICER
SUBJECT: DESIGNATION OF SIGNATURE AUTHORITY
DATE: MEETING OF JANUARY 9, 2020

BACKGROUND:

LAFCO POLICY 2.3.5 states that disbursements from the LAFCO budget require two signatures; the Executive Officer and the Commission Chair are designated to sign. (adopted July 20, 2006).

Currently, the Chairman and two additional members designated by the commission are authorized to sign. These are the Vice-Chairman, Jim Vinciguerra, and Brian Oneto.

DISCUSSION:

Designating these additional signers allows for convenience and timely payment of bills in the absence of the Chairman. Having two other possible signers is a convenience to staff and ensures timely payment processing.

Any newly authorized commissioners will need to sign the Auditor's forms immediately following the meeting.

RECOMMENDATION:

1. Retain the current commissioners designated to sign for disbursements.

12/14/2019

Mr. Lynn Warner
Pine Acres Community Service District Road Zone 1 (PACSD RZ1) Committee President
12990 Tabeau Road
Pine Grove, Ca 95665

Dear Mr. Warner,

I wanted to thank you and the other PACSD RZ1 committee members (Lenny Weinrob, Chet Larson and Ray Stoltz) present at the meeting on Tuesday December 10, 2019 for the opportunity to discuss/express my concerns regarding road maintenance and drainage issues on Robin Lane. From our meeting I wanted to ensure I captured some of the key points discussed in the hope we can revisit these points and continue the conversation at future meetings. Ultimately with the goal of getting done on Robin Lane the road maintenance work the PACSD RZ1 and other landowners are responsible for doing.

As I stated at the meeting I have been a resident of Pine Acres at 21351 Robin Lane for 25 years. And during this time Robin Lane has repeatedly experienced road drainage and driveway culvert issues which I believe are the responsibility of PACSD RZ1 and the individual landowners. I have for many years attempted to maintain a number of the drainage culverts and ditches adjacent to Robin Lane on other people's properties to reduce the potential impacts of road and ditch runoff which includes leaves, woody debris, sediment and rock from driveways, winding up on my property after a winter rain storm. Our house is below the road approximately half way down from the Quail and Robin lane intersection and has been impacted by Robin Lane drainage failures for years. A number of driveway culverts and segments of the drainage ditch adjacent to Robin Lane are currently and have been for many years inadequately maintained to accommodate moderate to heavy rainfall events. This is a fact that you and the other committee members at the meeting readily acknowledged and indicated you've been aware of for some time. Moderate to heavy winter storms seem to be increasing in frequency and intensifying in magnitude in recent years which will only cause increased drainage problems in the future. As I conveyed to the committee after the rainfall event we experienced last Saturday night, December 7, 2019 4 of 9 driveway culverts on the uphill side of Robin Lane were completely plugged with sediment and debris. This rendered these culverts completely non-functional. Then on Wednesday December 11th, as I have done for years I took it upon myself to clean out the two culverts above my property on Robin Lane that plugged in this most recent storm to reduce the potential that the next winter storm will result in high volumes of rain runoff and debris in my backyard again. When these driveway culverts plug, the rain runoff ultimately crosses Robin Lane onto my property. This is because the drainage ditch segments between the culverts do not have the capacity, not deep nor wide enough, to accommodate the volume of water and debris. This results in a portion of the road

surface on Robin Lane being covered with sediment (mud), driveway rock and gravel, and leaves and other debris. As I expressed at our meeting this is a safety hazard both to the many people that walk in our neighborhood and vehicular traffic. Maintaining the running surface and adjacent ditch drainage system of Robin Lane is the responsibility of PACSD RZ1. In not doing so the PACSD RZ1 is jeopardizing both pedestrian and vehicle safety, and ultimately compromising the integrity of the road surface and shoulder resulting in further damage which will need repair in the future.

In addition, at the meeting I mention my reading of a portion of a document produce/authored by Amador LAFCO staff titled, "Amador LAFCO – Municipal Service Review for Amador County". Section 20 of this document pertains to the Pine Acres Community Service District. Section 20 of the Amador LAFCO review is only 11 pages and yet mentions no less than 9 times road maintenance in context, "to provide street and roadway improvements", "initiated street maintenance", "street maintenance and drainage services", "acquire, construct, improve, and maintain streets, roads, right-of-ways, bridges, culverts, drains ...", "The PACSD Board manages three distinct road improvement zones to oversee street improvement and maintenance efforts", "The District's primary services are road maintenance and snow plowing", "The District reported that it has the means to provide services adequately. The District maintains an adequate reserve to fund needed street improvements. Preventative maintenance to minimize excessive costs is provided for on a regular basis." The responsibility to maintain Robin Lane and the adjacent/associated drainage system is that of the PACSD RZ1. The PACSD RZ1 for many years has not maintained the existing road infrastructure. Aside from road re-surfacing, it does not appear the PACSD RZ1 currently or in the past has had the means or the desire to adequately provide road maintenance services. Does the PACSD RZ1 have a reserve fund needed for street improvements as stated in the LAFCO review? Recall Lynn, at some point during our meeting you asked what document I was referring to and I gave you a copy of the LAFCO review.

When I asked committee members where the \$90.00 of the \$107.00 paid annually with my property taxes specifically allocated for Pine Acres RZ1 goes? The response was it all goes to road re-surfacing. I asked this question a number of times during our meeting and the response was the same each time, entirely to road re-surfacing. We have no money for anything else. Road maintenance is more than just re-surfacing. Road maintenance incorporates all those activities necessary to maintain a safe/functioning road system which includes annual culvert and ditch inspections prior to the winter period, the periodic re-inspection after moderate to heavy rainfall events to ensure that culverts and ditches are still functioning properly. I also mentioned that I believe a number of the existing culverts on Robin Lane are undersized and should be replaced with larger pipes. When I asked committee members if they had an inventory of all the culverts in RZ1? Where those culverts were and what size were the culverts? The answer was no? How can you annually take money from community members to maintain a road system if you don't know all components (where and size) that make up your road system? Much like we discussed and PACSD RZ1 currently does to address snow removal during the winter for an additional \$5.00 on my tax bill is have a local contractor on retainer. PACSD RZ1 needs to hire a local contractor on retainer to conduct an initial inventory of

culverts, then annually inspect in the fall prior to the winter period and re-inspect after rainfall events during the winter period our entire road and drainage system to ensure it is functioning properly. In addition, that contractor should evaluate the current road system for functionality, and effectiveness in conveying storm water runoff off our roads and through the drainage system. The PACSD RZ1 should develop a road maintenance and drainage system master plan incorporating recommendations from the contractor's evaluation being specifically mindful of damage to private property which is occurring or could occur if the road system is not properly maintained.

As I mentioned above in paragraph two, I again cleaned out the 2 plugged culverts on Robin Lane above my house. It took me approximately 20 minutes to complete. We also discussed I have for more than 20 years maintained a 100 foot ditch drain on my property to guard against the culvert and ditch system failures above my house on Robin Lane. Five years ago I installed 75 feet of waddles (erosion control device) above the ditch drain as a second line of defense on our property. I have just purchased 100 feet of new waddle and wooden stakes to replace the existing structure at a cost of \$120.00 not including my labor/time to install. The responsibility to maintain Robin Lane and the adjacent drainage system is that of the PACSD RZ1 and the landowners who have driveway culverts and drain ditches on their property. The PACSD RZ1 and a number of landowners for many years have not maintained those parts of the existing road system they are directly responsible for. During the meeting I asked about PACSD RZ1 ability to hire a contractor to abate the problem and then lien a landowners' property? To which the committee did not have a clear answer. I suggested sending out an annual newsletter reminding community members of their responsibilities. I suggested perhaps after the newsletter if people were not compliant writing a letter directly to the individual reminding them of their drainage maintenance responsibilities.

Attached please find photos documenting a lot of what has been discussed above. In addition, at the conclusion of the meeting on Tuesday December 10, 2019 Lynn I gave you my home email address and you indicated at that time you would send me additional information pertaining to the PACSD and PACSD RZ1. I have not yet received that information. I would very much like an opportunity to read it.

Sincerely,

Thomas J. Tinsley
21351 Robin Lane
25 year resident of Pine acres

Cc: Roseanne Chamberlin



Robin Lane Sunday morning after the most recent rain storm (12/7//19)



Robin Lane after 12/7/19 rain storm. On the left side of the photo you can see where the ditch system was not able to handle storm runoff (failed). This type of event has reoccurred on Robin Lane for many years. To my knowledge PACSD RZ1 has never cleaned this type of road damage up. This is a safety hazard to both pedestrians and vehicles. You can see further up Robin Lane in the photo where the failed culverts led to large amounts of runoff and debris to cross Robin Lane ultimately impacting my property (follow the brown debris lines).



The result of the culvert and drainage ditch failures on Robin Lane is large amounts of debris, sediment, and driveway rock/gravel in my backyard. Not to mention the tremendous amounts of water no longer present.



Another photo of debris, sediment and driveway rock/gravel in my backyard resulting from culvert and ditch drainage failures.



The ditch in my front yard I have maintained for 20 plus years to guard against culvert and ditch failures on Robin Lane.



This 75 feet of wattle was installed 5 years ago as a second line of defense against culvert and ditch failures on Robin Lane. Both the ditch and wattle structure are to convey road runoff beyond the foundation of my house.



100 feet of recently purchased wattle and wooden stakes at a cost of \$120.00, not including my time/labor to install.



One of the 2 culverts on another landowners' property, and part of the road ditch system I cleaned out after the recent storm. I have cleaned out this culvert repeatedly of many years to reduce the potential for it to plug in a storm event and impact my property.



The second culvert I have cleaned out repeatedly for many years to guard against plugging and subsequent ditch failure.



Robin Lane culvert and drainage failures result in large volumes of water, driveway rock/gravel and debris crossing Robin Lane just above my property, then onto my property.

10/21/2019

To Jim Green, PACSD Board Members/Volunteers,

After going to the last PACSD Board meeting on 10/17/2019 it has most certainly come to my attention that this board could use some public input from a financial view.

I realize that this board has always been a volunteer position and thank you to the people that have served. But, that does not relieve it from its responsibility of acting like the government entity that it is, a Special District.

There are guide lines that this board must follow. The principal act that governs the district is the Community Services District Law, Roberts Rules of Order if enacted and the Brown Act. The Board must also participate in Ethics training and show proof of, every two years. These certificates must be available to view at the meetings along with the Agenda, Minutes, Financials, Budget, Claims list.

This is very basic. There were many violations at the last meeting. Not a single motion was made, the board voted on nothing and the Agenda was not followed to name a few. When asked by an audience member if the vote had passed the board looked at each other and said yes.

My concern at this time is that this board will move ahead with the community vote that was taken however, votes were allowed to be changed at the meeting to change the outcome of the meeting.

The ballot itself, had wording that was misleading and absolutely wrong.

I would highly request, that the ballot/vote be null and void and a community meeting take place to go over finances with a reasonable projection for the future of PACSD.

Respectfully submitted,

Terri Nobriga Yakesh

10984 Quail Dr.

Pine Grove, CA 954665

209 223-4162

209 256-6703

Cc: Supervisor Frank Axe, Board of Supervisors, LAFCO Roseanne Chamberlain

**CALAFCO List of Tracked Bills
As of 10/14/2019**

Priority 1

AB 315

(Garcia, Cristina D) Local government: lobbying associations: expenditure of public funds.

Current Text: Amended: 7/5/2019 [html](#) [pdf](#)

Introduced: 1/30/2019

Last Amend: 7/5/2019

Status: 9/13/2019-Re-referred to Com. on RLS. pursuant to Assembly Rule 96.

Location: 9/13/2019-A. RLS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law authorizes the legislative body of a local agency, defined as a county, city, or city and county, or a district, defined broadly to include other political subdivisions or public corporations in the state other than the state or a county, city and county, or city, to attend the Legislature and the Congress of the United States, and any committees thereof, and to present information regarding legislation that the legislative body or the district deems to be beneficial or detrimental to the local agency or the district. Current law also authorizes the legislative body of a local agency or a district to enter into an association for these purposes and specifies that the cost and expense incident to the legislative body's or district's membership in the association and the activities of the association are proper charges against the local agencies or districts comprising the association. This bill, with respect to moneys paid to or otherwise received by an association from a local agency or district member of the association, would prohibit an association of local agencies or districts from expending those moneys for any purpose other than the above-described activities and educational activities.

Position

Subject

Watch

CALAFCO Comments: As gut and amended, this bill appears to have significant impact to CALAFCO in the uses of member LAFCO and certain Associate Member dues being limited to only direct educational activities. CALAFCO will engage with stakeholders and the author's office as the bill moves forward in the next legislative year.

AB 508

(Chu D) Drinking water: consolidation and extension of service: domestic wells.

Current Text: Chaptered: 9/27/2019 [html](#) [pdf](#)

Introduced: 2/13/2019

Last Amend: 8/12/2019

Status: 9/27/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 352, Statutes of 2019.

Location: 9/27/2019-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The California Safe Drinking Water Act requires the state board, before ordering consolidation or extension of service, to, among other things, obtain written consent from any domestic well owner for consolidation or extension of service. The act makes any domestic well owner within the consolidation or extended service area that does not provide written consent ineligible, until consent is provided, for water-related grant funding, as specified. The act also requires the state board, before ordering consolidation or extension of service, to make a finding that consolidation of the receiving water system and subsumed water system or extension of service to the subsumed water system is appropriate and technically and economically feasible. The act defines "subsumed water system" for these purposes as the public water system, state small water system, or affected residences consolidated into or receiving service from the receiving water system. This bill would modify the provision that authorizes consolidation or extension of service if a disadvantaged community is reliant on a domestic well described above to instead authorize consolidation or extension of service if a disadvantaged community, in whole or in part, is substantially reliant on domestic wells that consistently fail to provide an adequate supply of safe drinking water.

Position

Subject

Watch

Disadvantaged Communities, Water

CALAFCO Comments: This bill allows the SWRCB to order an extension of service in the case a disadvantaged community has at least one residence that are reliant on a domestic well that fails to provide safe drinking water. It allows members of the disadvantaged community to petition the SWRCB to initiate the process and requires the SWRCB to develop policies for this process by July 1, 2020. The bill allows the owner of the property to opt out of the extension. The bill also places limitations on fees, charges and terms and conditions imposed as a result of the extension of service. Finally, the extension of service does not require annexation in the cases where that would be appropriate.

AB 600

(Chu D) Local government: organization: disadvantaged unincorporated communities.

Current Text: Chaptered: 10/8/2019 [html](#) [pdf](#)

Introduced: 2/14/2019

Last Amend: 9/4/2019

Status: 10/8/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 612, Statutes of 2019.

Location: 10/8/2019-A. CHAPTERED

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides the authority and procedure for the initiation, conduct, and completion of changes of organization, reorganization, and sphere of influence changes for cities and districts, as specified. Existing law prohibits a local agency formation commission from approving an annexation to a city of any territory greater than 10 acres, or as determined by commission policy, where there exists a disadvantaged unincorporated community that is contiguous to the area of proposed annexation, unless an application to annex the disadvantaged unincorporated community into the subject city has been filed. This bill would clarify that the prohibition on approving an annexation involving a disadvantaged unincorporated community, as described above, applies to the annexation of territory greater than 10 acres, or smaller as determined by commission policy. The bill would also provide that the existing approval prohibition and the exemptions to the application requirement apply to the annexation of two or more contiguous areas that take place within 5 years of each other and that are individually less than 10 acres but cumulatively more than 10 acres.

Position	Subject
Watch With Concerns	Disadvantaged Communities, Water

CALAFCO Comments: UPDATE: As amended September 4, 2019, the bill removes all of CALAFCO's direct policy concerns. The bill now provides clean up and clarification to 8(B) and 8(B)(i) by adding "disadvantaged" to unincorporated community; and prohibits the approval of an annexation of two or more contiguous areas that take place within 5 years of each other and are individually less than 10 acres but cumulatively greater than 10 acres. As a result of the changes in this version of the bill, CALAFCO has removed our opposition. We do, however, remain concerned over the lack of a holistic approach by the Legislature to address service delivery issues to DUCs and the definition of a DUC.

AB 1253

(Rivas, Robert D) Local agency formation commissions: grant program.

Current Text: Introduced: 2/21/2019 [html](#) [pdf](#)

Introduced: 2/21/2019

Status: 7/10/2019-Failed Deadline pursuant to Rule 61(a)(10). (Last location was GOV. & F. on 6/6/2019)(May be acted upon Jan 2020)

Location: 7/10/2019-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

*Jpr Bill
Caballero
Chair of committe*

Summary: This bill would require the Strategic Growth Council, until July 31, 2025, to establish and administer a local agency formation commissions grant program for the payment of costs associated with initiating and completing the dissolution of districts listed as inactive, the payment of costs associated with a study of the services provided within a county by a public agency to a disadvantaged community, as defined, and for other specified purposes, including the initiation of an action, as defined, that is limited to service providers serving a disadvantaged community and is based on determinations found in the study, as approved by the commission. The bill would specify application submission, reimbursement, and reporting requirements for a local agency formation commission to receive grants pursuant to the bill. The bill would require the council, after consulting with the California Association of Local Agency Formation Commissions, to develop and adopt guidelines, timelines, and application and reporting criteria for development and implementation of the program, as specified, and would exempt these guidelines, timelines, and criteria from the rulemaking provisions of the Administrative Procedure Act. The bill would make the grant program subject to an appropriation for the program in the annual Budget Act, and would repeal these provisions on January 1, 2026. This bill contains other existing laws.