

**SUTTER COUNTY LOCAL AGENCY FORMATION COMMISSION
MINUTES**

Date: January 26, 2006
Yuba City Council Chambers
1201 Civic Center Blvd., Yuba City

1. CALL TO ORDER

Chairperson White called the meeting to order at 4:00 p.m.

2. ROLL CALL

Members Present: Commissioners: Nelson, Montna, Ramirez, Richards, White, Islip, and Hager

Members Absent: None

Staff Present: Executive Officer Larry Combs, LAFCO Counsel Janet Bender, Senior Planner Doug Libby, and Office Assistant Debbie Howell

3. PLEDGE OF ALLEGIANCE

Commissioner Ramirez led the audience, Staff, and Commission in the Pledge of Allegiance.

4. ELECTION OF A CHAIR AND VICE CHAIRPERSON FOR CALENDAR YEAR 2006

Commissioner Nelson nominated Commissioner Ramirez for Chairperson. The motion was seconded by Commissioner White.

Upon motion of Commissioner Nelson, seconded by Commissioner Richards. Commissioner Ramirez was elected as Chairperson by a unanimous voice vote of the Commission for calendar year 2006.

Commissioner Islip nominated Commissioner Nelson for Vice Chairperson. The motion was seconded by Commissioner White.

Upon motion of Commissioner Islip, seconded by Commissioner White. Commissioner Nelson was elected as Vice Chairperson by unanimous voice vote of the Commission.

5. APPROVAL OF MINUTES

On a motion by Commissioner Islip and seconded by Commissioner Hager, the minutes of the meeting of December 1, 2005 were approved.

The motion was carried by voice vote, with Commissioners Montna and Ramirez abstaining.

6. PUBLIC HEARINGS

None

7. OTHER BUSINESS

LAFCO-05-03: Tatla/ Walker Reorganization No. 326. A report from staff on the result of the public hearing of the Conducting Authority Proceedings and consideration to adopt a resolution making determinations on the value of written protest for the reorganization of territory.

Senior Planner Libby summarized the previously circulated staff report and the Conducting Authority Proceedings that staff conducted at 2 p.m.

Mr. Libby explained there are 411 registered voters living within the boundaries of the annexation area and 154 registered voter protests that have been submitted. In addition, staff received 5 requests to withdraw register voter protests resulting in 149 potential protests that have been filed. If signatures meet filing requirements, this would equate to 36 percent of the registered voters in the annexation area. Staff recommended continuing the item until the February 23, 2006, meeting in order to have the Elections Office validate the signatures received.

It was moved by Commissioner Nelson and seconded by Commissioner Islip to continue the meeting for LAFCO-05-03 to the February 23, 2006, regular meeting.

Chairperson Ramirez requested a roll call vote.

Commissioners Nelson, Montna, Ramirez, Richards, White, Islip and Hager voted in the affirmative. The motion carried unanimously.

LAFCO-05-04: South Butte House Road Reorganization No. 327. A report from staff on the result of the public hearing of the Conducting Authority Proceedings and consideration to adopt a resolution making determinations on the value of written protest for the reorganization of territory.

Senior Planner Libby summarized the previously circulated staff report and the Conducting Authority Proceedings that staff conducted at 2 p.m.

Mr. Libby explained there are 20 registered voters living within the annexation boundaries and 3 registered voter protests, constituting 15 percent of the voters were received. Mr. Libby stated there were not enough signature protests received meeting the statutory thresholds. As a result, Mr. Libby recommended the Commission consider adopting Resolution 2006-01 that would complete these proceedings.

It was moved by Commissioner Islip and seconded by Commissioner Montna to adopt Resolution No. 2006-01 making determinations and approving the reorganization of territory designated as the South Butte House Road Reorganization No. 327.

Chairperson Ramirez requested a roll call vote.

Commissioners Nelson, Montna, Ramirez, Richards, White, Islip and Hager voted in the affirmative. The motion carried unanimously.

8. COMMENTS FROM THE PUBLIC

Rick Dais, 1576 Jones Rd, Yuba City, discussed the lack of infrastructure in the city and development fees.

Chairperson Ramirez asked Mr. Dais if he was referring to the twelve conditions the City Council had previously considered. Mr. Dais replied that was correct.

Mr. Dais questioned if there were originally thirteen conditions to begin with.

Jeff Foltz, Yuba City City Manager replied that originally there were thirteen but it had been reduced to twelve.

Mr. Dais stated that condition twelve said if you were a populated annexation you would be put into a financing district. Mr. Dais wanted to know when the condition was taken out, and reduced from thirteen to twelve.

Chairperson Ramirez explained that this was not an item for this Commission and that it was appropriate to address this matter with the City Council. Mr. Ramirez stated he did not believe that in those twelve conditions for development they removed an item that has to deal with infrastructure.

Executive Officer Combs explained that this is in fact an item that is before the City of Yuba City and not before this Commission. Mr. Combs explained that this is an item that should be discussed with the Yuba City City Council.

Mr. Dais stated he felt it was appropriate to discuss this item before LAFCO.

It was moved by Commissioner Hager and seconded by Commissioner Montna to adjourn the meeting.

The motion was carried by a unanimous voice vote of the Commission.

9. ADJOURNMENT

There being no further business before the Commission, the meeting was adjourned at 4:12 p.m.

Respectfully submitted,

Larry T. Combs
Executive Officer

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