

**SUTTER COUNTY LOCAL AGENCY FORMATION COMMISSION  
MINUTES**

Date: April 27, 2006  
Yuba City Council Chambers  
1201 Civic Center Blvd., Yuba City

**1. CALL TO ORDER**

Chairperson Ramirez 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 Montna led the audience, staff and Commission in the Pledge of Allegiance.

**4. APPROVAL OF MINUTES**

On motion by Commissioner Montna, seconded by Commissioner Nelson, the minutes of March 23, 2006, were approved with Commissioner Richards abstaining.

**5. PUBLIC HEARINGS**

**a. LAFCO-06-01:Low/Kodama Reorganization No. 328 – A reorganization of territory proposing to annex 71.26 acres to the City of Yuba City and detachment of the land from County Service Area “G” that provides fire protection to unincorporated lands around the Yuba City area.**

Senior Planner Libby summarized the previously circulated staff report.

Chairperson Ramirez opened the public hearing.

Denis Cook, P.O. Box 3255, Yuba City, CA voiced support of the proposal.

With no further comments being received, Chairperson Ramirez closed the public hearing.

It was moved by Commissioner Nelson and seconded by Commissioner Richards to adopt Resolution No. 2006-04 making determinations and approving the proposed reorganization of territory designated as the Low/Kodama Reorganization No. 328.

The motion was carried by a unanimous voice vote.

**b. Consideration of a preliminary budget for fiscal year 2006-'07.**

Senior Planner Libby summarized the previously circulated staff report.

Commissioner Richards asked why the total of the Special District amount is \$33,249 instead of \$27,500. Mr. Libby responded the total in question did not calculate properly and the total should read \$27,500.

Commissioner White clarified that the dollar amount of \$27,500 is correct. Mr. Libby responded that it was.

Commissioner Islip stated the Feather Water District total revenue is \$32,744 and their share of the total LAFCO budget is \$2,280 and asked why the amount was so high.

Mr. Libby noted that LAFCO staff does not apportion the budget. Mr. Libby explained that once a budget total is adopted The County Auditor's Office apportions the budget based upon general revenue reported in the State Controller report for special districts. Mr. Libby noted the current report that is published is for 2003. If a new report is published between now and the time the Auditor's Office apportions the budget, the figures published in the new report would be required to be used.

Chairperson Ramirez opened the public hearing.

Seeing there were no public comments, Chairperson Ramirez closed the public hearing.

Commissioner White stated that at a recent meeting of independent special districts, the attendees discussed raising the application fee and putting the cost of LAFCO upon the persons using LAFCO's services and make LAFCO more self sustaining.

Executive Officer Combs explained that if one of the districts applies for an annexation and if the fees are set at a significantly higher level the districts will have to pay that fee which may hinder them in the future.

Some discussion took place amongst staff and the Commissioners.

It was moved by Commissioner Richards and seconded by Commissioner Islip to adopt the LAFCO Preliminary Budget for 2006-2007 fiscal year as presented.

The motion was carried by a unanimous voice vote.

## **6. OTHER BUSINESS**

None.

## **7. CORRESPONDENCE**

### **a. Letter of resignation from Assistant Executive Officer Curtis Coad received because of his retirement from public service.**

Chairman Ramirez suggested sending a letter of appreciation or possibly the Commission considering a resolution of appreciation to Assistant Executive Officer Curt Coad based upon his years of service to the Commission.

It was moved by Commissioner Montna and seconded by Commissioner Islip for staff to prepare a resolution of appreciation to Assistant Executive Officer Curtis Coad and bring it back to the Commission for consideration next month.

The motion was carried by a unanimous voice vote

### **b. Memo and flyer received from San Diego LAFCO regarding the 2006 CALAFCO Conference.**

Mr. Libby noted that there are monies in the LAFCO budget for up to two Commissioners to attend the annual 2006 CALAFCO should any of the Commissioners wish.

Commissioner Islip said she would be interested in attending the annual 2006 CALAFCO Conference.

## **8. CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION; Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one potential case). Letter received March 13, 2006 from Law Offices of Hefner Stark and Marois LLP to Doug Libby.**

Chairperson Ramirez adjourned the meeting at 4:18 for the closed session.

After reconvening the meeting Chairman Ramirez stated there was nothing to report from the closed session.

## **9. COMMENTS FROM THE PUBLIC**

**Any member of the audience wishing to address the Commission regarding topics not on the agenda may do so at the time; however, no action may be taken on items not appearing on the agenda unless provided for in State law.**

None.

## **10. ADJOURNMENT**

There being no further business before the Commission, the meeting was adjourned at 4:33 p.m.

Respectfully submitted,

Larry T. Combs  
Executive Officer

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