

SUTTER LAFCO

LOCAL AGENCY FORMATION COMMISSION

P.O. Box 2694

GRANITE BAY, CA 95746 (707) 592-7528 FAX (530) 749-5468

REGULAR MEETING AGENDA (AMENDED)

Meeting will begin at 2:00 PM

**Yuba City Council Chambers
1201 Civic Center Boulevard – Yuba City, California**

Thursday, September 9, 2021 - 2:00 p.m.

COMMISSION MEMBERS

Regular Members

County Member – Mat Conant
County Member – Mike Ziegenmeyer
City Member – Marc Boomgaarden
City Member – Bob Woten
District Member – Larry Munger
District Member - Don Cochran, **Chair**
Public Member - Rupinder Jawanda, **Vice Chair**

Commissioner Alternates:

County Alternate – Karm Bains
City Alternate – Grace Espindola
District Alternate – Vacant
Public Alternate – Enita Elphick

LAFCo Staff:

John Benoit, Executive Officer
Jennifer Stephenson, Deputy Exec. Officer
Paige Hensley, Clerk-Analyst
P. Scott Browne, LAFCo Counsel

The Governor has declared a State of Emergency in California as a result of the threat of Covid-19. The Governor also issued Executive Order N-33-20, which directs Californians to follow public health directives including canceling large gatherings. The Executive Order allows local agencies to hold meetings via teleconference calls while still meeting state transparency requirements. The Sutter Local Agency Formation Commission is providing the public two options to join the meeting:

- ***The public may attend the meeting located in the Yuba City Council Chambers, however due to public health guidelines regarding Covid-19 seating will be limited. If you choose to attend in person, you are asked to wear a mask and we ask that you practice social distancing. If you are ill or have been recently exposed to Covid-19, please stay home and participate via the web teleconference.***
- ***Web Teleconference (Please see instructions below) **Please note...currently the video conferencing process does not allow for verbal comments but does have a chat function where comments will be read.*****

The complete agenda and related items are available on the Sutter LAFCO website at www.sutterlafco.org subject to staff's ability to post the documents before the meeting.

Instructions to join the web teleconference are as follows:

You will first need to register for the web teleconference prior to the meeting. You will be asked to furnish your name and an email address.

Click the link below to register for the web teleconference:

https://us06web.zoom.us/webinar/register/WN_pMdB5gUNS4u7gQuPO0i5zw

After registering, you will receive a confirmation email containing information about joining the meeting.

The public may choose to make their comments thru the chat function during the teleconference or public comment will also be accepted by email to sutterlafco@gmail.com. Please list the item number you wish to comment on and submit your written comments 24 hours prior to the start of the meeting. Written comments will be distributed to the Commission prior to the meeting and will be read.

1. Call to Order:

- a. Roll Call.
- b. Pledge of Allegiance.
- c. Approval of the Agenda

2. Approval of Minutes from the July 8, 2021, LAFCo meeting:

Action: Approval of Minutes from the July 8, 2021, meeting

3. Consent Agenda:

Action: Payment of Claims for July and August 2021

Public Hearings:

4. Newkom Ranch Annexation to the Gilsizer County Drainage District

- a) *Continue public hearing until LAFCo's November 11th 2021 meeting at 2:00 pm*

Other Business:

5. Review and discuss the 2021 Sutter County Grand Jury Report regarding Fire and EMS services and send response to the presiding Judge.

- a. *Authorize the Chair to sign a letter regarding Fire Services to the Presiding Judge of the Sutter County Grand Jury as an invited response.*

6. Policy Amendment regarding indemnity agreements and expiration of projects.

- a) *Review policy amendments with LAFCo Counsel*
- b) *First reading of the Policy Amendments and schedule adoption at the next regular LAFCo meeting.*

7. Calafco White Paper – “ The Metamorphosis of Special Districts: Current Methods for Consolidations, Dissolutions, Subsidiary District Formations and Mergers

8. Executive Officer’s Report:

- a. *Gilsizer County Drainage District Annexation for the Newkom Ranch – Waiting for Tax Sharing Resolution.*
- b. *Fire MSR and SOI update*
- c. *Sutter County RDA oversight board vacancy*
- d. *Calafco Conference Oct 6-8, 2021*

9. Commissioner Reports:

This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters.

10. Public Comment:

Members of the public are invited to address the Commission on any matter of interest to the public that is not on the agenda for a period of time not exceeding 5 minutes. Pursuant to the Brown Act, the Commission cannot take any action on items not listed on the posted agenda but may add to a future agenda matters brought up under public comments for appropriate action at a future meeting.

11. Adjournment:

Adjourn to the regular meeting at Yuba City Hall and (or) via Teleconference at **2:00 pm November 11th , 2021. (note: this is Veterans Day the Commission may wish to select another day for this meeting)**

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.

Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1

Commissioners - Please contact your alternate member if you are either unable to attend this meeting or unable to vote on a specific agenda item.

Pursuant to Government Code Section 54954.2, Commission members may make a brief announcement or report on activities. Commission members may also provide a reference to staff or other resources for factual information, request staff to report back to the Commission at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

- Items not appearing on the agenda must be of interest to the public and within the Commission's subject matter jurisdiction.
- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual's testimony may be limited to 5 minutes. Time to address the Commission will be allocated on the basis of the number of requests received.

Public Hearings

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to 5 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Agenda Materials

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda area available for review for public inspection in the Sutter County Development Services office located at 1130 Civic Center Blvd, Yuba City, CA. [such documents are also available on the Sutter LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting].

Accessibility

An interpreter for the hearing-impaired may be made available upon request to the Executive Officer 72 hours before a meeting. The location of this meeting is wheelchair-accessible.

Disclosure & Disqualification Requirements

Pursuant to Government Code Sections 56100.1, 56300(b), 56700.1, and 81000 et seq., Disclosure of Contributions and Expenditures in Support of and Opposition to Proposals, any person or combination of persons who directly or indirectly contribute \$1000 or more or expend \$1000 or more in support of or opposition to a change of organization or reorganization that has been submitted to Sutter LAFCO must comply with the disclosure requirements approved by Sutter LAFCO

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff LAFCO staff may be contacted at (530) 619-5128 or (530) 218-0886, by mail at Sutter LAFCO P.O. Box 2694, Granite Bay CA 95746 or by email j.benoit4@icloud.com

Webpage Reports, agendas, minutes and general information about LAFCO are available on the LAFCO Webpage at www.sutterlafco.org