

**Local Agency Formation Commission
of Modoc County**

Regular Meeting Agenda

Tuesday- August 10, 2010 – 5:00 p.m.

**City Council Chambers
Alturas City Hall
200 North Street, Alturas, CA 96101**

1. Call to order / Pledge of Allegiance

Commissioners

Alternate Members

Dan Macsay Chair, County Member
John Schreiber, Vice-Chair City Member
Marie Neer, Public Member
John Dederick, Chair, City Member
David Bradshaw, County Member

T.J. Jerry Shea, Public Member Alt.

Jeff Bullock, County Member Alt.

Cheryl Nelson, City Member Alt.

LAFCO Staff

John Benoit, Executive Officer
John Kenny, LAFCO Counsel
Stephanie Northrup, Clerk

2. Approval of Agenda (Additions and Deletions)

3. Election of Chair and Vice-Chair for FY 2010-2011

a. *Election of Chair*

b. *Election of Vice-Chair*

4. Correspondence

5. Approval of Minutes: June 15, 2010

6. Public Comment

This is the time set aside for citizens to address the Commission on any item of interest to the public that is within the subject matter jurisdiction of the Commission. For items that are on the agenda, public comment will be heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the Commission after the public hearing is opened for public testimony. The Chair reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the Commission cannot make decisions on matters not on the agenda.

Public Hearing:

7. **Conduct Public Hearing on the Municipal Service Review and Sphere of Influence for Cemetery Districts**
 - a. *Review staff memo, Conduct Public Hearing regarding the Cemetery Service Municipal Service Review and Cemetery District Sphere of Influence update Consider the following:*
 1. *Resolution 2010-0006 adopting a Municipal Service Review for cemetery services*
 2. *Resolution 2010-0007 adopting Sphere of Influence updates for Cemetery districts*

Action Items:

8. **Biennial Review of LAFCO's Conflict of Interest Code**
 - a. *Review LAFCO's conflict of interest code and direct staff to file the 2010 Local Agency Biennial Notice with the County Clerk stating no amendment is required.*
9. **Designate Voting Representative to represent Modoc LAFCO at Calafco's annual conference in Riverside County**
 - a. *Designate Voting Representative to vote on behalf of the Modoc LAFCO on matters at the Calafco annual conference.*
10. **Nomination for Calafco Executive Board of Directors**
 - a. *In accordance with Calafco's nomination procedures, nominate a commissioner to run for the Calafco Executive Board.*
11. **Discussion of LAFCO Finances and Provide Direction to staff for action at the October 2010 meeting regarding Banking and Financial Services for Modoc LAFCO.**
 - a. *Provide Direction to staff regarding LAFCo Finances*
12. **Review and Authorize payment of claims.**
13. **Monthly Report – General Discussion**
14. **Commissioner Reports – Discussion**

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

***NEXT REGULAR MEETING: Tuesday October 12, 2010 5:00 PM
CITY HALL, CITY OF ALTURAS***

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

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.

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).

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 a specified time. 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 Modoc County Planning Department office located at on 203 W. 4th Street, Alturas CA. [such documents are also available on the Modoc LAFCO website (www.modoc.lafco.ca.gov) 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

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Modoc LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals; they may be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660. 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) 233-9625 or by email at lafco@modoc.lafco.ca.gov Copies of reports to the extent feasible are located on the LAFCO webpage at: modoc.lafco.ca.gov