

Modoc Local Agency Formation Commission

REGULAR MEETING AGENDA

Tuesday April 15, 2014 – 5:00 PM

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

1. Call to order / Pledge of Allegiance

Commissioners

David Allan, County Member
Jim Irvin, City Member, Vice-Chair
_____, Public Member
John Dederick, City Member, Chair
Kathie Alves, County Member
LAFCO Staff
John Benoit, Executive Officer
Scott Browne, LAFCO Counsel
Stephanie Wellemeyer, Clerk

Alternate Members

T.J. Jerry Shea, Public Member Alt.

Geri Byrne, County Member Alt.
Cheryl Nelson, City Member Alt.

2. Approval of Agenda (Additions and Deletions)

3. Approval of the Minutes

4. Correspondence

5. 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.

6. Selection of the Public Member and Public Member alternate

- a. *Receive and discuss Executive Officer's report and City and County members to consider selection of a Public Member to fill a four-year term ending in May 2018 and as necessary appoint a Public Member alternate for a four-year term ending in May 2018*

PUBLIC HEARINGS:

7. 2014-2015 Proposed LAFCo Budget

- a. *Receive Executive Officer's report, conduct public hearing and consider resolution 2014-0001 adopting a proposed budget for 2014-2015.*

8. Municipal Service Review and Sphere of Influence Update for the South Fork Irrigation District.

- a. *Review Service Review Report, Conduct Public Hearing and Consider Resolution 2014-0002 adopting a Municipal Service Review for services provided by the South Fork Irrigation District.*
- b. *Review Sphere of Influence Report, Conduct Public Hearing and Consider Resolution 2014-0003 adopting a Sphere of Influence for the South Fork Irrigation District.*

Action Items:

9. Ratify Claims for February 2014 and Authorize Payment of Claims for March 2014.

- a. *Approve payment of expenses for February 2014 and March 2014.*

10. Adopt Minute Order appointing P. Scott Browne as Modoc LAFCo Counsel per Gov. Code Section 56384 (b)

- a. *Adopt minute order appointing P. Scott Browne as Modoc LAFCo Legal Counsel per Gov. Code. Section 56384(b)*

11 Consider amendment to LAFCo's adopted Bylaws changing LAFCo Regular meeting times and take possible action thereon.

- a. *As determined by the Commission consider amendment to Bylaws changing regular meeting time of the Commission.*

13. Executive Officer's Monthly Report

*Agreement between Likely and Madeline Fire Depts.
Resource Conservation Districts Service Review
City of Alturas Annexation Request*

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: The next regular meeting date is June 10, 2014
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**