

**Local Agency Formation Commission
Of Modoc County**

Minutes of June 12, 2007

1. Call to Order:

Chairman Neer called the meeting to order at 5:01 pm in the City Council Chambers, Alturas City Hall.

Commissioners present: Marie Neer, Rod Gately and George Andreasen

Commissioners absent: Mike Dunn and Dan Macsay

Alternate present: Dave Bradshaw, Alternate

Staff present: John Benoit, Executive Officer and Patricia Clark, Clerk

Pledge of Allegiance

2. Approval of Agenda:

Commissioner Bradshaw made the motion to approve the agenda; seconded by Commissioner Andreasen. All in favor: Commissioners Bradshaw, Andreasen, Neer and Gately. Absent: Mike Dunn and Dan Macsay

3. Correspondence:

None

4. Approval of Minutes:

The minutes could not be approved for April 23, 2007 because there was not a quorum present of commissioners that attended that meeting.

- 5. PUBLIC FORUM:** Members of the public may address the Commission on matters under its jurisdiction that are not on the agenda. The Commission may limit the public comment to three minutes. The Commission may not render any decisions other than those items that are contained on the agenda; the public may request an item to be placed on a subsequent agenda.

Chairman Neer noted that no comments were received.

6. PUBLIC HEARINGS:

Conduct public hearing regarding the adoption of 2007-2008 Final Budget for fiscal year 2007-2008.

Commissioner Andreasen made the motion to adopt Resolution #2007-04; seconded by Commissioner Gately. All in favor: Commissioners Andreasen, Gately, Neer, and Bradshaw. Mike Dunn and Dan Macsay were absent.

This approval is based on the estimated carryover approved at the April 23, 2007 meeting.

7. Review and Authorize payment of Claims.

Commissioner Andreasen made the motion to authorize payment of April 2007 and claims and ratify the April 2007 claims; seconded by Commissioner Bradshaw. All in favor: Commissioners Gately, Andreasen, Neer and Bradshaw. Mike Dunn and Dan Macsay were absent.

Discussed claim for CALAFO meeting.

8. Conduct continued workshop on Proposed Policies and Procedures.

John Benoit explained the following Sections to Page 26.

Page 13, Item 3, Spheres.

- Required to adopt a Sphere of Influence every five years prior to MSR's. Lessen requirement for non-growth inducing districts.
- Adopt policies – this is the one mandatory requirement, all others were directories.
- Sphere is for protecting watershed.
- Sphere is equivalent to a General Plan
- Definition of Sphere of Influence – probable boundary of city planning area. No infrastructure if no services available.
- Plan & Update every five years as necessary

John explained 3.2, 3.3, 3.4 and 3.5

The Commissioner will have to adopt some CEQA guidelines in the future. CEQA is subject to Fish and Game fees.

Item 4. Annexations

Referenced Page 20 and 21 – a plan for services are required.

John explained 4.2, 4.3, 4.4 and 4.5

56133 – extending services is the most misused section in LAFCo law.

9. Contract for Executive Officer and Staff Services for Fiscal Year 2007-2008

Commissioner Andreasen made the motion to approve contract for Executive Officer, John Benoit and staff services; seconded by Commissioner Gately. All in favor: Commissioners Neer, Andreasen, Gately and Bradshaw (alternate); Mike Dunn and Dan Macsay are absent.

The contract will be renewed on an annual basis.

10. Authorize staff and commissioners to attend Calafco conference in August 2007 per Section 10.1.4 of the Commission's bylaws.

Commissioner Bradshaw made the motion to authorize staff and commissioners to attend Calafco Conference in August 2007; seconded by Commissioner Gately. All in favor: Commissioners Neer, Bradshaw, Gately, Andreasen. Mike Dunn and Dan Macsay were absent.

Calafco and League of Cities conference are back to back.

Commissioner Andreasen left the meeting at 6:07 p.m. with an apology.

11. Executive Officer's Monthly Report – General Discussion.

- a. Calafco Conference – August 28-31 in Sacramento
- b. Nominations for Calafco Executive Board of Directors - Calafco is dominated by urban people
- c. Discussed annual achievement awards
- d. CEQA policy update. Going to get some CEQA policies to be a lead agency at the next meeting or two.

The Cedarville MSR is up soon and will be done. The City of Alturas needs to tune up their MSR from a couple years ago and prepare a sphere update.

12. Commissioners Reports – Discussion

Commissioner Gately – Subcommittee in Cedarville

Commissioner Bradshaw: Commented how good the progress is regarding the merging of Lava beds in Tulelake.

There being no further business to come before this Commission, the meeting was adjourned at 6:18 pm.

Respectfully submitted,

Patricia Clark, Secretary

Approved: _____
Marie Neer, Chairman, LAFCo

Attest: _____
John Benoit, Executive Officer