



BUTTE LOCAL AGENCY FORMATION COMMISSION

Minutes June 1, 2023

(A complete voice recording of the Commission's meetings can be obtained from www.buttelafco.org)

1. CALL TO ORDER

Chair Connelly called the meeting to order at 9:00 a.m., June 1, 2023, in the City of Oroville Council Chambers, 1735 Montgomery Street, Oroville, California. The meeting was also available to be viewed through Zoom Webinar.

1.1 Roll Call

Commissioners Present: Greg Bolin (City)
Bruce Johnson (City)
Tod Kimmelshue (County)
Al McGreehan (Special District)
Steve Betts (Public)
Bill Connelly (Chair-County)

Commissioners Absent: Bill Sharman (Special District),

Alternate Commissioners Present: Bo Sheppard (City Alt.)

Alternate Commissioners Absent: Tami Ritter (County Alt.), Don Rust (Public Alt.), Larry Bradley (Special District Alt.)

Others Present: Steve Lucas, LAFCo Executive Officer
Shannon Costa, LAFCo Deputy Executive Officer
Jill Broderson, LAFCo Management Analyst
Krystal Bradford, LAFCo Commission Clerk
Marsha Burch, LAFCo Legal Counsel

Commissioner McGreehan arrived at 9:03 am.

2. CONSENT AGENDA

2.1 Approval of the Minutes of May 4, 2023

2.2 Acceptance of Independent Auditor's Report and Financial Statements for Fiscal Year ending June 30, 2022.

Chair Connelly asked if there were any questions or comments from the Commission or any public comment on the consent agenda. No comments were received.

Commissioner Johnson made a motion to approve the consent agenda, approving the May 4, 2023 minutes and accepting Independent Auditor's Report and Financial Statements for Fiscal Year ending June 30, 2022. The motion was seconded by Commissioner Bolin.

The motion was carried by the following vote:

AYES: Commissioners Bolin, Johnson, Kimmelshue, McGreehan, Betts, & Chair Connelly

NOES: None

ABSENT: Commissioner Sharman

ABSTAINS: None

Commissioner Bolin recuses himself and Commissioner Sheppard sits in for Item 3.1.

3. NOTICED PUBLIC HEARINGS

3.1 23-14 – City of Chico – Paradise Extension of Sewer Services

Shannon Costa summarized the proposal, displayed a PowerPoint presentation, and answered the Commission's questions.

Chair Connelly asked if there were any public comments.

Shannon Costa and Steve Lucas addressed comments from the public.

Chair Connelly closed public comment.

Commissioner Kimmelshue made a motion to adopt Resolution 23 2022/23 approving the Extension of Services Request. The motion was seconded by Commissioner Betts.

The motion was carried by the following vote:

AYES: Commissioners Sheppard, Johnson, Kimmelshue, McGreehan, Betts, & Chair Connelly

NOES: None

ABSENT: Commissioner Sharman

ABSTAINS:

RECUSED: Commissioner Bolin

Commissioner Bolin returns to the dais and Commissioner Sheppard steps down.

3.2 20-09 – LAFCo - Public Review Draft Municipal Service Review of Water and Wastewater Service in the Oroville Region.

Chair Connelly gives a brief explanation of LAFCo's role pertaining to an MSR.

Shannon Costa introduced the project to the Commission.

Kateri Harrison, Consultant, presented the MSR and displayed a PowerPoint presentation for the Commission.

Shannon Costa and Kateri Harrison answered questions from the Commission.

Chair Connelly asked if there were any public comments.

Representatives from CalWater - Oroville and Thermalito Water and Sewer District spoke.

A member of the public spoke.

Chair Connelly closed public comment and discussion amongst the Commission continued.

Commissioner McGreehan made a motion to adopt Resolution 24 2022/23 approving the Draft Municipal Service Review for Water and Wastewater Providers in the Oroville Region. The motion was seconded by Commissioner Johnson.

The motion was carried by the following vote:

AYES: Commissioners Bolin, Johnson, McGreehan, Betts, & Chair Connelly

NOES: Commissioner Kimmelshue

ABSENT: Commissioner Sharman

ABSTAINS: None

3.3 Amendment to Current Staff Charge-out Rates, Including Continuation of the Application of the Annual Cost Escalator Based upon the Employment Cost Index (ECI).

Steve Lucas explains the item to the Commission.

Chair Connelly asked if there were any public comment. None were received.

Commissioner Bolin made a motion to adopt Resolution 25 2022/23 approving amendment to current staff charge-out rates and to continue the application of the annual cost escalator based upon the Employment Cost Index. The motion was seconded by Commissioner Kimmelshue.

4. REGULAR AGENDA

4.1 Items Removed from the Consent Agenda- None

4.2 CALAFCO Board of Directors Nomination – Bill Connelly

Chair Connelly read the item.

Chair Connelly asked if there were any public comments.

A member of the public spoke in support of the nomination.

Chair Connelly closed public comment.

Commissioner Kimmelshue made a motion to nominate Bill Connelly. The motion was seconded by Commissioner Johnson.

The motion was carried by the following vote:

AYES: Commissioners Bolin, Johnson, Kimmelshue, McGreehan, Betts, & Chair Connelly

NOES: None

ABSENT: Commissioner Sharman

ABSTAINS: None

4.3 Acceptance of Protest Proceeding Results, Call for Election, and Consideration of Impartial Analysis for the Ballot for the Tuscan Water District Election

Steve Lucas explained the analysis for the Commission.
Discussion between the Commission and Legal Counsel followed.

Chair Connelly asked if there was any public comment.

Members of the public spoke.

Chair Connelly closed public comment.

Steve Lucas addressed questions from the public.

The Commission had further discussion.

Commissioner Johnson made a motion to adopt Resolution 26 2022/23 accepting Protest Proceeding results and the Impartial Analysis. The motion was seconded by Commissioner Betts.

5. Public Comment on Items not on the Agenda

Chair Connelly opened to public comments on items not on the agenda. None received.

6. REPORTS AND COMMUNICATIONS

6.1 Executive Officer's Report

Steve Lucas summarized the Executive Officer's report, provided updates, and answered questions on a variety of items including, Special District Regular Enterprise Commissioner election, County Contractual Services, and Butte Water District service issues.

Chair Connelly spoke about rebranding ideas and the Commission had a discussion regarding CALAFCO.

Chair Connelly asks if there were any public comments on any of these items.

A member of the public asked questions which were answered by the Commission and Staff.

6.2 Correspondence - None

7. ADMINISTRATION - None

8. ADJOURNMENT

There being no further business, the meeting was adjourned at 10:44 a.m. to the next LAFCO meeting scheduled for August 3, 2023.

LOCAL AGENCY FORMATION COMMISSION

By: Shannon Costa, Deputy Executive Officer

Minutes prepared by Krystal Bradford, Commission Clerk