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BUTTE LOCAL AGENCY FORMATION COMMISSION  
1453 DOWNER STREET, SUITE C, OROVILLE, CALIFORNIA 95965  
TELEPHONE (530) 538-7784 FAX (530) 538-2847

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REGULAR MEETING NOTICE OF THE COMMISSION

Location: **Oroville City Council Chambers**  
**1735 Montgomery Street, Oroville, California**  
Date/Time: **Thursday, June 2, 2022 - 9:00 a.m.**

**SPECIAL NOTICE – HYBRID MEETINGS**

*CORONAVIRUS (COVID-19) ADVISORY NOTICE: THE HEALTH AND SAFETY OF BUTTE COUNTY RESIDENTS AND COMMUNITY MEMBERS, PUBLIC OFFICIALS AND EMPLOYEES IS A TOP PRIORITY.* Based on guidance from the California Department of Public Health, the California Division of Occupational Safety and Health, the California Governor’s Proclamation of a State of Emergency issued on March 4, 2020, the provisions of Assembly Bill 361 as enacted by Butte LAFCo Resolution, in order to minimize the spread of the COVID-19 virus, Butte LAFCo meetings can be conducted remotely. The Commission’s **HYBRID** meeting can be accessed by the public as follows:

1. The meeting will be **open to the public** for attendance and comments, AND
2. The meeting will be broadcast via Zoom, but will be **view only, no interaction or comments taken.**

**Please click the link below to join the meeting or utilize the telephone option (audio only)**

**1. JOIN MEETING:**

<https://us02web.zoom.us/j/87516065744?pwd=SUI6b3U5a21PMHB2OTI1STBpeGRvQT09>  
**Passcode: 373572**

**2. Or Telephone:**

Dial(for higher quality, dial a number based on your current location):  
US: +1 669 900 9128  
**Webinar ID: 875 1606 5744**  
**Passcode: 373572**

**PUBLIC COMMENTS:**

Comments from the public on the agenda items will also be accepted as follows:

1. Attend meeting in-person and comment.
2. Via email to Commission Clerk ([kbradford@buttecounty.net](mailto:kbradford@buttecounty.net) )
2. Via phone (530-538-7784)
3. Mail to Butte LAFCo, 1453 Downer Street, Suite C, Oroville, CA 95965.

**MEETING PARTICIPATION:** All comments received will be conveyed to the Commission for consideration during the meeting. All meetings conducted under these circumstances will be recorded and placed on the LAFCo website ([www.buttelaftco.org](http://www.buttelaftco.org)) for public access and accountability. Public comments will be limited to three (3) minutes.

**REQUIREMENT FOR ROLL CALL VOTES ON ALL MOTIONS:** Pursuant to Government Code Section 5494(A), “All votes taken during a teleconferenced meeting shall be by roll call.

**THANK YOU:** The Commission appreciates the public’s adaptation and patience during this crisis and will endeavor to refrain from placing non-essential items, or matters of significant public interest on the agenda until such time greater public participation can be reasonably accommodated.

# AGENDA

ALL ITEMS ARE OPEN FOR PUBLIC COMMENT

## 1. CALL TO ORDER

### 1.1 Roll Call

## 2. CONSENT AGENDA

### 2.1 Approval of the Minutes of May 5th, 2022

### 2.2 Adoption of a Renewing Resolution In Support of AB361

Pursuant to Assembly Bill 361 (AB361), in order for the Commission to retain the option to conduct its meetings remotely, it must adopt a resolution indicating that a Governorial State of Emergency exists and the Commission has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees, Commissioners or staff. **ACTION REQUESTED:** Consider Staff Memorandum and Approve Resolution No. 20 2021/22.

## 3. NOTICED PUBLIC HEARINGS

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

The Commission will consider a revision to its current individual staff hourly charge-out rates that will create a new, single flat hourly rate for all billable projects and the continuation of an annual cost escalator based upon the Employment Cost Index. **ACTION REQUESTED:** Adopt Resolution 22 2021/22 approving amendment to current staff charge-out rates and to continue the application of the annual cost escalator based upon the Employment Cost Index.

## 4. REGULAR AGENDA

### 4.1 Items Removed from the Consent Agenda (*If any*)

### 4.2 Consideration of Impartial Analysis for the Ballot for the Tuscan Water District Election

The Commission approved the formation of the Tuscan Water District on February 3, 2022, subject to an election. The County of Butte met on April 26, 2022, and adopted a resolution calling for a mailed ballot election to be completed September 20, 2022, and directed the County Elections Official to conduct the election. Government Code §57144 requires the Executive Officer to submit to the Commission, for its approval or modification, an impartial analysis of the proposed change of organization. **ACTION REQUESTED:** Consider and approve draft Impartial Analysis and direct staff to submit to the County Elections Official.

### 4.3 Consideration of the Contractual Services Agreement Between LAFCo and the County of Butte.

County staff has requested amendments to the current Contractual Services Agreement between the County and LAFCo and addresses the costs and services provided by the County. County Human Resources has proposed a very substantial increase in their costs for services. Staff has considered the proposed amendments and cost increases to the current Agreement and seeks to extend the Agreement for an additional three years. **ACTION REQUESTED:** Staff will provide a verbal update and requests the Commission authorize the Chair and Executive Officer to conclude the negotiations and execute the Agreement.

## 5. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA (*If any*)

6. **REPORTS AND COMMUNICATION**

6.1 **Executive Officer's Report**

6.2 **Correspondence** (If any)

7. **ADMINISTRATION.** The Commission will discuss and provide direction to the Executive Officer on administrative matters relating to the operation of the Commission.

9. **ADJOURNMENT NOTICE:** Adjourn to **Thursday, August 4, 2022** in the City of Oroville Council Chambers. *It should be noted that COVID protocols can change often and the meeting may be required to be held virtually via Zoom.*

**TO THOSE WHO PARTICIPATE IN LAFCO PROCEEDINGS:**

- \* *Government Code Section 84308 requires you to disclose campaign contributions to LAFCO Commissioners if they amount to \$250 or more and were made within the last twelve months. Please announce your applicable campaign contributions when you speak.*
- \* *Any disabled person needing special accommodation to participate in the Commission proceeding is requested to contact LAFCO staff at (530) 538-7784 prior to meeting and arrangements will be made to accommodate you.*
- \* *Any person may address the Commission during the "Public Comment." Please see the rules regarding public comments below.*
- \* *Agenda documents relative to an Agenda item may be obtained from the Clerk of the Commission at a cost of \$.10 per page.*

**RULES APPLYING TO PUBLIC COMMENTS**

1. *Members of the public wishing to address the Commission upon any subject within the jurisdiction of Butte LAFCO may do so upon receiving recognition from the Chair at the appropriate time.*
2. *Comment on items not on the agenda should be made at the time indicated for "Public Comment" on the agenda. The Commission may not act on any matter so raised and will have to put off action until a meeting at which the matter can be put on the agenda.*
3. *Comment on specific agenda items may be made during the discussion of that agenda item, upon recognition by the Chair.*
4. *After receiving recognition, please stand and state your name and address before making your presentation, so that the Clerk may take down this information.*
5. *All documents to be presented to the Commission will be given to the Clerk of the Commission (original and eleven copies) prior to Call of Order of meeting. Such documents will be distributed to the Commission and made available for public inspection.*
6. *This agenda was mailed to those requesting notice and posted 72 hours in advance of the meeting at the following locations: LAFCo front entrance.*