

# **BUTTE LOCAL AGENCY FORMATION COMMISSION**

## **Minutes of January 9, 2014**

### **1. CALL TO ORDER**

Chair Leverenz called the meeting to order at 9:00 a.m., on January 9, 2014, in the Butte County Board of Supervisors Chambers, 25 County Center Drive, Oroville, California.

#### **1.1 Roll Call**

Present: Commissioners Scott Lotter (City), Larry Duncan (Special District), Bill Connelly (County), Wes Gilbert (Alt. - Special District) Jerry Fichter (City), Steve Lambert (County) and Chair Carl Leverenz (Public). Alternate Commissioner Greg Steel (Public).

Absent: Commissioner Tom Lando (Special District).  
Alternate Commissioners Ann Schwab (City) and Larry Wahl (County).

Others Present: Stephen Lucas, LAFCO Executive Officer  
Stephen Betts, LAFCO Deputy Executive Officer  
Joy Stover, LAFCO Commission Clerk  
Scott Browne, LAFCO Legal Counsel

### **2. CONSENT AGENDA**

#### **2.1 Approval of the Minutes of December 5, 2013**

Chair Leverenz asked if anyone wanted any corrections or changes to the minutes. None stated.

**Commissioner Lotter made a motion to approve the consent agenda. The motion was seconded by Commissioner Fichter.**

**The motion was carried by the following vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Fichter, Lambert and Chair Leverenz

**NOES:** None

**ABSENT:** None

**ABSTAINS:** Commissioner Gilbert

### **3. NOTICED PUBLIC HEARINGS - None**

### **4. REGULAR AGENDA**

#### **4.1 Items Removed from the Consent Agenda – None**

#### **4.2 14-03 – City of Chico – Extension of Services – 2449 Guynn Avenue**

Steve Betts stated this parcel was granted an emergency extension connection by the Executive Officer due to a failed septic system. The parcel is not contiguous to the City of Chico's jurisdictional boundaries and is approximately 450 feet from the boundary with numerous intervening parcels which would make annexation infeasible. An annexation agreement has been recorded on this property and staff is recommending the Commission approve this authorization.

**Commissioner Duncan made a motion to adopt Resolution No. 23 2013/14 approving the extension of sanitary sewer services. The motion was seconded by Commissioner Connelly.**

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Gilbert, Fichter, Lambert and Chair Leverenz

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

#### **4.3 14-04 – City of Chico – Extension of Services – 973 Wisconsin Street**

Steve Betts stated this parcel does not have an emergency sewer connection. The septic system on the parcel is functioning as designed however a septic inspection report indicates the septic system is in very poor condition and does not meet county code. The parcel is not contiguous to the City of Chico boundary and there are numerous intervening parcels making annexation of this parcel infeasible at this time. Staff has recorded an annexation agreement for this parcel.

**Commissioner Connelly made a motion to adopt Resolution No. 24 2013/14 approving the extension of sanitary sewer services. The motion was seconded by Commissioner Duncan.**

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Gilbert, Fichter, Lambert and Chair Leverenz

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

#### **5. PUBLIC COMMENTS NOT ON THE AGENDA – None**

#### **6. REPORTS AND COMMUNICATION**

##### **6.1 Executive Officer's Report**

Steve Lucas summarized the Executive Officer's Report and added a brief history regarding AB 54 (Drinking Water). Mutual water companies are now required to submit their boundary map and provide their agency information to LAFCo. Once received, the LAFCo staff will compile and maintain the information within a single document. This information will then be available when conducting MSR & SOI updates related to domestic and irrigation water supplies.

1 There was discussion regarding the mutual water districts' boundaries overlapping other water district boundaries and the lack of regulation.

##### **6.2 Correspondence**

- a. December 19, 2013 Letter to City of Chico re Unauthorized Sewer Connections

Chair Leverenz asked if staff has a recommendation.

Steve Lucas stated Mr. Nakamura wants to take this issue to his council on January 21, 2014 and it is reasonable to allow him that opportunity to speak to his council.

Chair stated then we will bring this item back to the Commission for the February meeting.

Steve Lucas stated this item will be on the February agenda and the agenda will include the Annexation Study that was prepared for the City of Chico and the County.

Commissioner Connelly asked if Steve Lucas plans to attend the City of Chico council meeting?

Chair Leverenz stated Steve Lucas should attend the council meeting and be available to answer questions the council may have. Steve Lucas should also contact Mr. Nakamura and let him know he will be attending the City of Chico Council meeting.

**7. CLOSED SESSION (Administration Conference Room Available 9:00 a.m. to 11:00 a.m.)**

**7.1 Public Employee Performance Evaluation.** With respect to every item of business to be discussed in a closed session pursuant to Government Code Section 54957. Title: Executive Officer


Chair Leverenz stated the Commission completed the Executive Officer's evaluation and no other reportable action was taken.

**8. ADMINISTRATION – None**

**9. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:47 a.m. to the next LAFCo meeting to be held on Thursday, **February 6, 2014** at 9:00 a.m.

**LOCAL AGENCY FORMATION COMMISSION**

  
\_\_\_\_\_  
By: Stephen Lucas, Executive Officer