



## BUTTE LOCAL AGENCY FORMATION COMMISSION Minutes of May 2, 2019

*(A complete voice recording of the Commission's meetings can be obtained from [www.buttelafo.org](http://www.buttelafo.org))*

### 1. CALL TO ORDER

Chair Leverenz called the meeting to order at 9:00 a.m., May 2, 2019, in the Butte County Board of Supervisors Chambers, 25 County Center Drive, Oroville, California.

#### 1.1 Roll Call

Commissioners Present: Greg Bolin (City)  
Jack Kiely (Special District)  
Bill Connelly (County)  
Al McGreehan (Special District-Alt)  
Nathan Wilkinson (City)  
Carl Leverenz (Chair - Public)

Commissioners Absent: Steve Lambert (County)

Alternate Commissioners Present: Greg Steel (Public)

Alternate Commissioners Absent: Bruce Johnson (City) and Debra Lucero (County)

Vacant Seat: Regular Commissioner Special District

Others Present: Stephen Lucas, LAFCO Executive Officer  
Stephen Betts, LAFCO Deputy Executive Officer  
Jill Broderson, LAFCO Management Analyst  
Joy Stover, LAFCO Commission Clerk  
P. Scott Browne, LAFCO Legal Counsel  
\* \* \* \* \*

#### 1.2. Acknowledge Jack Kiely on Reappointment as Special District (Enterprise) Commissioner

#### 1.3 Nomination and Election of LAFCO Chairman and Vice-Chairman

**Commissioner Kiely made a motion to nominate Carl Leverenz as Chairman. The motion was seconded by Commissioner Wilkinson. Commissioner Bolin moved to close the nominations.**

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz  
**NOES:** None  
**ABSENT:** Lambert  
**ABSTAINS:** None

**Commissioner Wilkinson made a motion to nominate Bill Connelly as Vice Chairman. The motion was seconded by Commissioner Kiely.**

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz

**NOES:** None

**ABSENT:** Lambert

**ABSTAINS:** None

## **2. CONSENT AGENDA**

### **2.1 Approval of the Minutes of April 4, 2019**

Chair Leverenz asked if there were any requested changes to the minutes.

Commissioner McGreehan noted one change on page 3 of the minutes.

**Commissioner McGreehan made a motion to accept the Consent Agenda as corrected. The motion was seconded by Commissioner Connelly.**

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz

**NOES:** None

**ABSENT:** Lambert

**ABSTAINS:** None

## **3. NOTICED PUBLIC HEARINGS**

### **3.1 Review and Consideration of Proposed Budget for FY 2019/20**

*(Continued from April 4, 2019)*

Jill Broderson stated the proposed budget and proposed final budget have been circulated to the County, all the Cities and all the Special Districts. There have been no comments received.

Chair Leverenz opened this item to the public for comments. No responses received. The public portion of the hearing was closed.

**Commissioner McGreehan made a motion to approve the proposed budget adopting Resolution No. 07 2019/20. The motion was seconded by Commissioner Wilkinson.**

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz

**NOES:** None

**ABSENT:** Lambert

**ABSTAINS:** None

Jill Broderson stated the staff memo listed the wrong resolution number as 07 2019/20 and the correct resolution number is 17 2018/19. The resolution in the staff memo has the correct resolution number.

**Commissioner McGreehan stated so amended. Commissioner Wilkinson seconded the amendment.**

### **3.2 19-01 – City of Chico – North Chico Annexation No. 1**

Steve Betts provided a PowerPoint presentation. Steve identified the annexation area and stated the area is 95% surrounded by the City of Chico boundaries. Staff recommends the Commission approve Option One as stated on the staff report. Staff has not received any written public objections to the annexation as of this moment, and if we do not receive any prior to the close of this hearing, a protest hearing will be held waived.

Chair Leverenz stated the Commission is pleased to see this urban area become a part of the City of Chico. The City made this application well before the Camp Fire and the representation is they can handle the increased area. Now that there is a change, LAFCO has to be mindful of the fact that the City is stretched. There is no issue about the fact that this area needs to be a part of the City. He is concerned about the City's ability to provide those services. While we encourage the City to clean up the islands, we realize the City may not have the financial ability to do so.

Commissioner Connelly stated the County is stretched and the City of Oroville is stretched and this is not an excuse to not have this annexation. There are offsets to what is happening and we all have to suffer a little bit. He doesn't believe this should be a consideration to denying the annexation.

Chair Leverenz opened this item to the public for comments.

Brendan Vieg, Deputy Director Community Services Development for the City of Chico, stated he shared with the City's department heads that this annexation was preceding. There was no resistance from any of the department heads and we realized this is just part of continuing to clean up the islands in the community.

No further responses were received and the public portion of the hearing was closed.

Steve Lucas stated we have been working on this annexation for some time. This is a huge effort and he just wanted to say Brendan and the City staff have been great to work with and he appreciates all of their efforts.

**Commissioner Kiely made a motion to approve the annexation as submitted adopting Resolution No. 15 2018/19 approving the annexation. The motion was seconded by Commissioner Connelly.**

It was clarified that Option A, as stated in the staff report, was included in the motion.

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz  
**NOES:** None  
**ABSENT:** Lambert  
**ABSTAINS:** None

#### 4. REGULAR AGENDA

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

##### 4.2 19-09 – City of Chico – Extension of Services – 15, 15A & 15B San Gabriel Drive

Steve Lucas stated the septic system was failing and an emergency approval was granted previously. This parcel is a part of the North Chico annexation that was just approved earlier.

**Commissioner McGreehan moved to adopt Resolution No. 18 2018/19 approving the extension of sanitary sewer services. The motion was seconded by Commissioner Wilkinson.**

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz

**NOES:** None

**ABSENT:** Lambert

**ABSTAINS:** None

##### 4.3 Presentation from CALAFCO Executive Director and Request to Allow the Butte LAFCO Executive Officer to be Reappointed the CALAFCO Executive Officer.

Pamela Miller, Executive Director of CALAFCO stated she wanted to thank the entire Commission for the long standing support and partnership that the Commission gives CALAFCO. Commissioner Connelly serves on the Board of Directors and is quite active and vocal in terms of representation, for not only rural LAFCOs but for the northern region as well. Pamela stated Commissioner Connelly is also on the CALAFCO finance ad hoc committee, which was formed to figure out the financial deficit.

Commissioner Connelly stated the goal of the committee is to keep all 58 LAFCOs involved in CALAFCO.

Commissioner McGreehan stated the bottom line is the state should be paying for a substantial portion of LAFCO, as they are the ones requiring the creation of LAFCOs in all counties.

Chair Leverenz stated if CALAFCO didn't exist, you'd have to create it. The need is there to coordinate what's happening throughout the state. The legislature has mandated that LAFCOs exist, but the rules of the road are not very well defined. Without CALAFCO the process would slow down.

Pamela Miller stated every year CALAFCO pushes back against unfunded mandates and we continue to try to get financial resources from the state. Generally speaking CALAFCO has a relatively small budget for a statewide association. Because CALAFCO is so small, we rely a lot on volunteerism to run our operation. Steve Lucas has been a volunteer staff person for CALAFCO for the last six years. His first two years was as Deputy Executive Officer representing the northern region. The last 4 years have been as the CALAFCO Executive Officer. Steve has been extremely instrumental in the success and the accomplishments of our organization over the last 6 years. Pamela stated she would like to ask the Commission if they would support Steve in that role again for the

next two years. Steve has graciously agreed to stay on, given the support of the Commission. Pamela stated Butte LAFCO is probably the most active rural LAFCO in the state and one of two of the most active LAFCOs in the northern region.

Commissioner Connelly stated there is a benefit to having Steve serve as the Executive Officer for CALAFCO. The reason we are so active is because Steve is so aware.

**Commissioner Connelly made a motion to allow Steve Lucas to serve as the Executive Officer for CALAFCO for two more years. The motion was seconded by Commissioner McGreehan.**

Pamela stated CALAFCO pays the Commission a stipend of \$6000 for Steve Lucas serving as the CALAFCO Executive Officer to help cover the expenses of Steve's time and attending the Board meetings and the retreat. Pamela stated she also wanted to thank the Butte LAFCO counsel, Scott Browne, who is also very actively involved and supportive of CALAFCO.

Chair Leverenz stated he his concern initially was if this would impact Steve's work and so far it has not proved to be an issue.

Commissioner Wilkinson stated you are only as good as who you have in the room and if you're not in the room you have no say whatsoever, and we definitely have someone in the room.

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

**AYES:** Bolin, Kiely, Connelly, McGreehan, Wilkinson and Chair Leverenz  
**NOES:** None  
**ABSENT:** Lambert  
**ABSTAINS:** None

**5. Public Comment on Items not on the Agenda - None**

**6. Reports and Communications**

**6.1 Executive Officer's Report.**

Steve Lucas summarized the Executive Officer's Report and provided an update to the Special District seat election process. We still need 4 more ballots to be returned to get to a quorum of votes. We will extend this election for another 60 days.

Commissioner Wilkinson asked if there was any reason not to offer support for AB430. Would it be useful from a Commission standpoint to say that we support because it does not take away authority.

Commissioner Connelly stated he likes the part that they are not allowing any change to zoning.

It was decided to agendize AB430, have staff analyze it and give the Commission their opinion on whether or not the Commission wants to endorse AB430.

**6.2 Correspondence - None**

**7. ADMINISTRATION**

**8. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:39 a.m. to the next LAFCO meeting scheduled for June 6, 2019.

**LOCAL AGENCY FORMATION COMMISSION**



**By: Stephen Lucas, Executive Officer**