



## **BUTTE LOCAL AGENCY FORMATION COMMISSION Minutes of September 3, 2020**

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

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

Steve Lucas called the meeting to order at 9:00 a.m., September 3, 2020, through telephonic conference attendance only due to the COVID-19 pandemic.

#### **1.1 Roll Call**

Commissioners Present: Bill Connelly (Vice Chair - County)  
Steve Lambert (County)  
Carl Leverenz – (Chair-Public)  
Al McGreehan (Special District)  
Bo Sheppard (City)  
Greg Bolin (City)

Commissioners Absent: None

Alternate Commissioners Present: Debra Lucero (County) & Pam Figge (Public)

Alternate Commissioners Absent: Bruce Johnson (City)

Vacant Seat: Alternate Commissioner (Special District)

Others Present: Stephen Lucas, LAFCO Executive Officer  
Shannon Costa, LAFCO Government Planning Analyst  
Joy Stover, LAFCO Commission Clerk  
P. Scott Browne, LAFCO Legal Counsel

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### **2. CONSENT AGENDA**

#### **2.1 Approval of the Minutes of August 6, 2020**

Steve Lucas asked if there were any comments or a motion to approve.

**Commissioner McGreehan made a motion to approve the Minutes as submitted.  
The motion was seconded by Commissioner Leverenz.**

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

**AYES:** Chair Leverenz, Connelly, Lambert, McGreehan, and Sheppard  
**NOES:** None

**ABSENT:** None  
**ABSTAINS:** Commissioner Bolin

**3. NOTICED PUBLIC HEARINGS - None**

**4. REGULAR AGENDA**

**4.1 Items Removed from the Consent Agenda- None**

**4.2 20-10 – Lake Oroville Area Public Utility District – Ophir Road Annexation No. 2.**

Shannon Costa stated the proposal is to annex two parcels to the Lake Oroville Area Public Utility District (LOAPUD) for the purpose of providing the necessary sewer service to the existing development. The proposal was initiated by the affected property owner and LOAPUD by resolution of application and included a single 7.8 acre parcel. On August 21 LAFCO staff received a request from the adjacent property owner to include their 4.8 acre to the annexation proposal. LOAPUD staff did consent to including this parcel. Staff has determined that the annexation territory is within the Sphere of Influence for LOAPUD and they are capable of supplying sewer service to the territory without impacting service level to current customers. Staff recommends improving Option One of the staff report which includes annexation of the two parcels.

Chair Leverenz requested clarification about the funding and timing mechanisms.

Scott McCutcheon, LOAPUD General Manager, stated the District's position for serving those properties is based on the construction of a regional lift station. There is a private project in the works to include the construction of the lift station. Until that gets constructed then that service won't be available unless the other proponents decide to take on the construction themselves.

Chair Leverenz stated he understands the process of getting this project going is a little bit up in the air because it is a privately funded project.

Steve Lucas opened this item up to the public for comments and asked if there were any other speakers that wanted to speak on this item.

Howard Slater, speaking on behalf of All Metals, stated they support this project as they initiated it. All Metals has a little more expansion that they would like to do at their facility in the future and they feel this would be a positive thing to happen. Their present system is working but as they expand more they feel better having an alternate solution, which would be LOAPUD for sewerage. As far as they know everybody in the area supports the annexation.

Commissioner Connelly stated this is needed in the area. This area is looked at in the Butte County General Plan as a growth area in the future. Several projects have stalled because there is no sewer service in the area. The timing couldn't be any better with the upcoming completion for Highway 70 construction and the potential for housing and industrial in that area.

Chair Leverenz stated he doesn't think there is any doubt that this is an excellent way to proceed as there is a huge need and this will open up a lot of things.

**Chair Leverenz moved for approval as submitted per Option One of the staff report. The motion was seconded by Commissioner Connelly.**

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

**AYES:** Chair Leverenz, Bolin, Connelly, Lambert, McGreehan, and Sheppard  
**NOES:** None  
**ABSENT:** None  
**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 **Alternate** seat election process. Steve stated we have a winner for the Special District alternate seat and staff will make the announcement at the close of the election tomorrow, Sept. 4th. On Tuesday of next week staff will conduct a separate election for the Special District **Regular Enterprise** seat and will send out nominations to start that process.

Commissioner McGreehan stated the letter from the Upper Ridge Coordinating Council is self-explicit and Paradise Recreation & Park District staff and himself have been meeting with citizens in the area on a monthly basis and making progress.

Steve stated staff received an additional letter from the City of Oroville directed specifically to LAFCO, which came in after the agenda packet went out. This item will be placed on a future agenda for more open discussion about this issue.

Commissioner Connelly stated there comes a time for a failing district to be eliminated and unfortunately that is where we are at as he doesn't see an alternate solution.

Steve stated CALAFCO put on a Commissioner University Webinar class and Commissioners Lucero and Sheppard participated.

Commissioner Lucero stated it was a good seminar.

Commissioner Sheppard stated it was a good start and they pointed out that you can go to the CALAFCO website to access the other webinars that CALAFCO puts on.

Steve stated to make it easier for all of the commissioners he will send out a link to that spot on the CALAFCO website.

Commissioner McGreehan requested that once the Sept. 4<sup>th</sup> election closes he would like an email to be sent to all commissioners to announce the new Special District alternate member.

Steve confirmed an email will go out.

**6.2 Correspondence - None**

**7. ADMINISTRATION - None**

**8. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:20 a.m. to the next LAFCO meeting scheduled for October 1, 2020.

**LOCAL AGENCY FORMATION COMMISSION**



**By: Stephen Lucas, Executive Officer**

Minutes prepared by Joy Stover, Commission Clerk