

## BUTTE LOCAL AGENCY FORMATION COMMISSION

**DRAFT Minutes of April 7, 2016**

### 1. CALL TO ORDER

Chair Leverenz called the meeting to order at 9:00 a.m., on April 7, 2016, 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), Tom Lando (Special District), Linda Dahlmeier (City), Steve Lambert (County); and Chair Carl Leverenz (Public).

**Absent:** Alternate Commissioners Larry Wahl (County), John Busch (City) and Greg Steel (Public)

**Others Present:** Alternate Commissioner Al McGreehan (Special District)  
 P. Scott Browne, LAFCO Counsel  
 Stephen Lucas, LAFCO Executive Officer  
 Jill Broderson, Management Analyst  
 Joy Stover, Commission Clerk

### 2. CONSENT AGENDA

#### 2.1 Approval of the Minutes of March 3, 2016.

Commissioner Duncan stated Commissioner Connelly was listed as absent at the meeting but he was here as he voted on several items.

It was noted and the minutes reflect that Commissioner Connelly was absent for roll call and arrived at 9:01 am. No changes to the minutes were made.

**Commissioner Lando made a motion to approve the minutes noting the comments made. The motion was seconded by Commissioner Duncan.**

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

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

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

### 3. NOTICED PUBLIC HEARINGS - None

#### 3.1 Review and Consideration of Proposed Budget for FY 2016/17

Chair Leverenz asked if staff has anything to add to the staff report.

Jill Broderson stated no comments have been received by the Cities, the Special Districts or the County.

Commissioner Duncan stated he wanted to apologize for missing the budget committee meeting and he questioned the amount entered for PERS.

Jill Broderson, LAFCo management analyst, stated this is a result of the County financial system as all of the account numbers were re-numbered. The amount is the same as last year, only entered under new account numbers.

Commissioner Lotter stated the budget committee questioned this as well as other entries and learned this is was due to the County restructuring the accounts.

Chair Leverenz opened this item up to the public. No comments received. Public portion was closed.

**Commissioner Lotter made a motion to approve the proposed budget for FY 2016/17. The motion was seconded by Commissioner Lando.**

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

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

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

#### **4. REGULAR AGENDA**

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

**4.2 Consideration and Selection of Public Member and Alternate Public Member**

**Chair Leverenz stepped down from the dais at this time and turned the meeting over to Vice Chair Lotter.**

Vice Chair Lotter stated the current 4 year terms for current public member for Chair Leverenz and alternate public member Steel are expiring in May, 2016.

Steve Lucas, LAFCo Executive Officer, stated staff published a notice in the local newspaper, notified the cities and special districts and let them know there was an opening. Staff received three applications. Chair Leverenz and Commissioner Steel indicated a desire to return and a third applicant Robyn DiFalco, who is here today, has also applied.

Vice Chair Lotter asked Robyn DiFalco if she'd like to address the Commission.

Robyn DiFalco, residing in Chico, CA, stated she heard about the vacancy and recently finds herself with more availability and she felt like she would like to give some of her time to some form of public service. Land use issues are interesting to her and she has a geography background and felt this would be a good fit with her interest and background. She does realize the Commission has two incumbents that are ready to continue to serve and she recognizes that they may likely be appointed. She just wanted to register her interest should a vacancy come available in the future.

Commissioner Duncan asked if there is a limit to how many alternates the Commission can have.

It was noted that only one alternate can be appointed.

**Commissioner Lando made a motion to approve the selection of Carl Leverenz as the LAFCO public member. Commissioner Dahlmeier seconded the motion.**

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

**AYES:** Commissioners Duncan, Connelly, Lando, Dahlmeier, Lambert and Vice Chair Lotter

**NOES:** None

**ABSENT:** None  
**ABSTAINS:** None

Commissioner Dahlmeier stated as the Mayor of Oroville for 5 years, it is rare to see people actually volunteer to serve and she really appreciates Robyn DiFalco coming forward with a willingness to serve.

Commissioner Connelly stated he wanted to thank Robyn DiFalco for volunteering but Mr. Steel hasn't done anything wrong; he has been very attentive to things and he is really good at serving on the budget committee and helping with the budget.

**Commissioner Connelly made a motion to approve the selection of Greg Steel as the alternate LAFCO public member. Commissioner Lando seconded the motion.**

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

**AYES:** Commissioners Duncan, Connelly, Lando, Dahlmeier, Lambert and Vice Chair Lotter  
**NOES:** None  
**ABSENT:** None  
**ABSTAINS:** None

**Chair Leverenz returned to the dais at this time.**

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

**6. REPORTS AND COMMUNICATION**

**6.1 Executive Officer's Report**

Executive Officer, Stephen Lucas summarized the Executive Officer's report. Steve Lucas stated he sent a letter to the City of Chico regarding the possible annexation of the El Monte island area, as requested by the Commission, and staff has not received a response to date.

Steve Lucas stated SB 1318 was written by the same senator that wrote SB 244, which dealt with disadvantaged unincorporated communities (DUCs). Senator Wolk is a very strong advocate of bringing clean drinking water and sewer infrastructure to disadvantaged communities. SB 244 was intended to start that process. With SB 1318 Senator Wolk wants to bind LAFCOs to not approving services extensions, annexations, sphere of influence (SOI) amendments or SOI updates until there is a plan in place to deal DUCs that are in the county in terms of water and wastewater infrastructure. CALAFCO, as well as other agencies, has asked for a meeting with Senator Wolk to have a discussion about a meaningful way to approach this problem and work out a plan that actually will work.

Scott Browne stated this is a priority for the CALAFCO legislative committee and the committee is going to try to stop the bill or make it more workable. The same groups that oppose this bill also opposed SB 244 and that bill passed, so this is a concern.

Steve Lucas stated the difficulty with this bill and so many bills, is there are so many things that need to be fixed and the current bill needs a comprehensive re-write. Steve Lucas asked for permission to continue to have him be involved and try to make the bill better or ultimately maybe come back with a request to oppose the bill.

Commissioner Connelly asked about possibly adding the language that the DUC has to be contiguous to the annexation or service extension project to be affected by this bill.

Scott Browne stated, particularly in the central valley, there are a fair number of communities that are not adjacent to the cities that need these types of services. The adjacent language currently in SB 244, leaves these communities out.

Commissioner Lando asked if there have been any changes to the Chapman/Mulberry annexation agreement.

Steve Lucas stated the blanket authorization only applied to developed property. A property owner could further develop the property as long as it didn't trigger any additional EDUs. This was the compromise that was arrived at between LAFCo and the City of Chico. LAFCo would prefer these islands be annexed tomorrow, but the Commission gave the City five years. If the City of Chico is getting land owner pressure to allow for development within these areas, it is up to the City to request LAFCo expedite the annexations. At this time the City staff wants this issue to come back before their City Council.

Chair Leverenz stated on a personal note, on behalf of Greg Steel and himself, he wanted to thank the Commission on their re-appointments. Chair Leverenz wanted to thank Robyn DiFalco for her willingness to serve on the Commission and hopefully, either on this Commission or somewhere else, she will be able to use her skills again as far as the public good.

7. **ADMINISTRATION** – None.

8. **ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:30 a.m. to the next LAFCO meeting to be held on **Thursday, May 5, 2016** at 9:00 a.m.

#### **LOCAL AGENCY FORMATION COMMISSION**

---

**By: Stephen Lucas, Executive Officer**