

MEMORANDUM

TO: Local Agency Formation Commission

FROM: Stephen Lucas, Executive Officer

SUBJECT: **Agenda Item 6.1 - Executive Officer's Report**

DATE: February 27, 2019 for the meeting of March 7, 2019

ADMINISTRATION:

1. The Special District regular non-enterprise Commissioner seat is vacant following the resignation of Commissioner Lando. Staff circulated a ballot to the special districts for a sixty day period with a closing date of March 1, 2019. As of the date of this report, ten (10) ballots have been returned, far short of the 21 ballots required to obtain a quorum. Staff has extended the voting period an additional 60 days with a new closing date of Friday, May 3, 2019. During the interim period Special District alternate member McGreehan will fill the vacated seat. Special District (Enterprise) Commissioner Kiely's term will expire May 2019 and Staff will need to begin that recruitment soon with another request for nominations.
2. Staff is working with County Information Systems Department to upgrade our IS functions to include upgrading internet access and abandoning our onsite actual server and partnering with the County IS to host our data on their system via a virtual server connection. This action will provide increased internet speeds useful for large data GIS file sharing, increased security and cloud storage of data.

PROJECT NOTES:

The following proposals are currently being considered:

- *Durham Irrigation District* Municipal Service Review and Sphere of Influence Update.
- *Agriculture Groundwater Users of Butte County* - Proposed formation of California Water District (Landowner voter district) to serve agricultural lands roughly north of Durham to the Tehama County line and west of SR99 to the Sacramento River.
- *Thermalito Sewer and Water District* - Sphere of Influence Amendment and Annexation of the clay pits recreation area southeast of the Oroville airport along Larkin Road.
- *Oroville Mosquito Abatement District* - Dissolution and Annexation of territory to Butte County Mosquito and Vector Control District.
- *County of Butte* - Expansion of Powers for CSA 164 to add fire protection services.
- *City of Chico* - Annexation of 411 acre north Chico area roughly bound by Eaton Road, Burnap Avenue, Lassen Avenue and SR99.
- *South Feather Water and Power Agency* - MSR/SOI Update and comprehensive annexation plan to address domestic water services to the Palermo area and other areas.
- *Lake Oroville Public Utility District* - Annexation of 50 acre/130 home Garden Oaks Subdivision located on southeast corner of Lincoln Blvd. and Ophir Road.
- Update to LAFCO service extension policy concerning consideration of exemptions under GC56133 which is currently being done by the Executive Officer.

CALAFCO: The CALAFCO Board of Directors will be meeting for a strategy session February 28 and March 1, 2019. Commissioner/CALAFCO Director Connelly and the Executive Officer

will be attending. The largest issue of concern is the finances of CALAFCO and how this might affect member dues moving forward.

LEGISLATION: The CALAFCO Legislative Committee has tentatively approved a number of items for the Omnibus Bill (non-controversial clean-up) items as well as standalone legislative proposals. The CALAFCO North Region/Butte LAFCO is represented by Commissioner Connelly, Executive Officer Lucas and Legal Counsel Browne.

- One of the Omnibus items will clarify that all out-of-agency service extension requests considered under GC 56133 fall under the exclusive authority of LAFCOs, including whether a service extension is exempt from LAFCO review.
- The primary standalone legislative proposal ([AB 1253](#)) is once again to seek funding for **Local agency formation commissions: grant program** – Requires the Strategic Growth Council to establish and administer a grant program (Upon Appropriation in a future budget) for the payment of costs associated with certain studies and actions including certain dissolutions, consolidations, and other organization and reorganization actions performed by Local Agency Formation Commissions, provided that these actions are limited to those providers serving disadvantaged communities. The Bill passed out of the legislature last year but was vetoed by the Governor as the \$2 million asked was not funded through the annual budget. This year Senator Anna Caballero has agreed to once again carry this legislation for CALAFCO as a budget appropriation. Staff will be preparing a letter of support from Butte LAFCO for this legislation.
- The primary multi-year "big ticket" legislative effort will be to begin the conversation about revising protest provisions in CKH. This will involve both reorganizing the current law (CKH) to consolidate all provisions in a single section and to consider changes to protest thresholds.

A full legislative picture will be available in March after the CALAFCO Board reviews all submitted items at their February meeting.

GENERAL NOTES: None

APPLICATION ACTIVITY :

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Project Status As of Feb. 26, 2019								
File	Applicant	Project Name	Date Application Received	Certificate of Filing	LAFCO Hearing Date	Certificate of Completion	SBE Submittal Date	Additional Comments
11-06	Butte County	CSA No. 114 - Expansion of Powers	02/02/11	N/A	pending	N/A	N/A	Incomplete - On Hold
15-17	Chico	Chapman Annexation No. 1	04/17/15	05/17/15	07/02/15			To be Recorded 7/2020
15-18	Chico	Mulberry Annexation No. 1	04/17/15	05/17/15	07/02/15			To be Recorded 7/2020
18-04	Durham I. D.	MSR/SOI Plan Update	10/04/17	N/A	pending	N/A	N/A	In progress
18-05	BCMVCD	Rice Fields Annexation	04/10/18		06/07/18	02/19/19		approved - Need TRA Statement
18-07	LAFCO	RCD MSR/SOI Plan Update	N/A	N/A	02/07/19	N/A	N/A	In progress
18-09	TWSD	Clay Pit State Recreation Area Annexation						On hold. Incomplete Application
19-01	Chico	North Chico Annexation No. 1	02/25/19		pending			In progress
19-04	LAFCO	CSA 26 Dissolution	N/A		02/07/19			Cont'd to April
19-05	Chico	Extension of Services - 1212 Glenwood	12/17/18	N/A	01/03/19	N/A	N/A	Approved w/ condition
19-06	Chico	Extension of Services - 1417 Glenwood	12/17/18	N/A	02/07/19	N/A	N/A	Approved w/ condition
19-07	Chico	Extension of Services - 2499 Guynn Ave						Emergency Application Received only

CAMP FIRE RECOVERY UPDATE

General Observations

There is a tremendous amount of activity occurring at all levels (Federal, State, Local, Non-Profits) addressing a myriad of issues. Much of this activity appears to involve overlapping groups of individuals addressing similar issues. It is difficult to make sense of all efforts at this point in time as so much information changes daily or weekly. Staff is attempting to harvest as much information as possible from as many groups as possible in order to assess where and how LAFCO can best provide assistance to the recovery efforts. Staff will continue to participate and harvest data that will be useful in the eventual updates to MSRs/SOIs.

The most significant planning/land use related action to report is that the Town of Paradise has contracted with the firm Urban Design Associates who conducted the first visioning exercise on February 22, 2019 at the Paradise Community Church to solicit public input on recovery efforts.

Outreach

Staff continues to reach out to all affected persons and agencies as various groups meet and discuss recovery issues.

Camp Fire Outreach Log (12/20/19 - 2/27/19)

12/20/18 Met with **Lauren Gill**, **Paradise** Town Manager to discuss all matter of things related to recovery, governance and land use issues.

12/20/18 Contacted **Meegan Jesse**, **County Administration** to request updates on the **Butte Jurisdictions Legislative Needs** list which represents the "ask" of affected local agencies for financial and infrastructure resources.

12/26/18 Contact with **Cathi Grams**, Housing Division Lead on the Disaster Recovery Operations Center (DROC) group concerning land availability for housing.

1/3/19 Met with Supervisor **Doug Teeter** and **Josh Cook**, Chief of Staff for Assemblyman Brain Dahle. Discussed funding options including a LAFCO request for \$250K to conduct a special study of impacted local agencies.

1/10/19 Met with **Brian Ring**, County Administration to receive update and discuss future actions. Brian added me to the weekly **Disaster Recovery Operations Center (DROC)** update and will ask for participation when appropriate. The DROC includes representatives from the County, all five cities, CAL-OES and FEMA.

1/11/19 Visited Paradise Town Hall and discussed Camp Fire issues with building/planning staff?

1/14/19 Contacted **Kevin Hannes**, **FEMA** and **Eric Lamoureux**, **CalOES** communicating LAFCO offer of assistance and float the interest in a special study of ridge agencies.

1/15/19 Outreach to **Dan Efseaff**, **Paradise Park and Recreation District** concerning LAFCO future actions and to answer specific service questions.

1/18/19 Sent **Legislative Needs Request** from LAFCO to **Meegan Jesse** for consideration.

1/18/19 Sent **Outreach Letter** to **Lauren Gill**, **TOP**.

1/18/19 Met with **City of Chico** and **County** representatives to discuss housing needs and annexation. Proposals for new housing in Chapman/Mulberry?

1/22/19 Received Advice Letter from **Del Oro Water Company (DOWC)** - Paradise Pines, Magalia, Lime Saddle, Buzztail) concerning lost revenue. Lost 2,200 residences and businesses.

1/23/19 Attended **Town of Paradise Council meeting** to hear 3CORE presentation.

1/22/19 Received **Butte Jurisdictions Legislative Needs** update from Meegan Jesse. LAFCO request pending.

1/25/19 Meeting of County **Planning Directors Group** facilitated by BCAG. Met to discuss Camp Fire related issues such as population projections, housing plans, the validity of a number of foundation planning documents.

1/29/19 Met with **Rath Mosley**, **General Manager SFWPA**, discussed Paradise Irrigation District status as SFWPA has multiple crews on loan to PID for repairs.

1/29/19 Outreach letter to **County Clerk-Recorder** concerning registered voter status.

1/30/19 Met with **Shari McCracken** and **Brian Ring** to discuss Camp Fire recovery coordination.

2/5/19 Met with **Jack Slota**, **FEMA** Federal Disaster Recovery Coordinator Representative, Long Term Interagency Recovery Coordination to discuss long term community planning and capacity building. Also on the phone was **Eric Shaw**, **CalOES** contractor for community planning. Discussed LAFCO role in

- evaluating long term planning/housing needs/functions. Eric coordinates with Gov's OPR and may assist LAFCO in securing grant funding for MSR of upper ridge.
- 2/14/19 Met with **Melissa Weymiller**, Field Coordinator, Infrastructure Recovery Support Function Sacramento District, **US Army Corps of Engineers** and her team to discuss long-term recovery planning efforts.
 - 2/14/19 Contacted the **Camp Fire long Term Recovery Group (CFLTRG)** seeking a better understanding of the Group's efforts and offering LAFCO support.
 - 2/14/19 Met with **David Pittman, City of Oroville** Councilmember to discuss housing/annexation issues.
 - 2/15/19 Attended **City of Chico State of the City** presentation to learn of impacts to the City of Chico from the Camp Fire.
 - 2/20/19 Invitation from **Martin Nichols, Paradise Community Alliance** to come speak with group about recovery and LAFCOs role.
 - 2/22/19 Participated in **Town of Paradise Public Workshop** related to the planning process for recovery presented by Barry Long, Urban Design Associates.
 - 2/22/19 Discussion with **Scott Lotter**, former Town Councilmember and member of **Butte Strong Fund community advisory committee** responsible for considering grants from the Butte Strong Fund operated by the NVCF.
 - 2/25/19 Discussion with **Lauren Gill, Town Manager and Vice Mayor Bolin** about recovery efforts and LAFCO concerns related to MSR/SOI updates.
 - 2/25/19 Created Butte LAFCO account with the **NVCF Butte Strong Fund** in order to have access to potential grant funding.
 - 2/26/19 Met with **Martin Nichols, Paradise Community Alliance** to discuss a variety of issues related to the Paradise recovery and how LAFCO can assist the community.

Outlook

It will take some months before the dust settles and reliable data can be collected and evaluated to begin making concrete plans for future planning efforts. Staff is cautious to not overreach at this point and unnecessarily burden our agencies with requests for information they are still collecting.