

**Chairman:**

Robert Meacher

**Commissioners:**

Rose Comstock

Jim Krantz

Curt McBride

Chuck Spencer

**Executive Officer:**

John M. Gullixson

**Commission Clerk:**

Melissa L. Duenas



# LAFCo

*The Local Agency Formation Commission  
Serving Plumas County*

**AGENDA ITEM:  
6.a CONSENT CALENDAR  
APPROVAL OF MINUTES**

---

## **PLUMAS LOCAL AGENCY FORMATION COMMISSION COMMISSION MEETING MINUTES September 10<sup>th</sup>, 2007**

---

1. CALL TO ORDER

The scheduled and noticed meeting of the Plumas Local Agency Formation Commission was called to order by Chairman Meacher at 10:00 a.m. on Monday, August 13<sup>th</sup>, 2007, in the Board of Supervisors Room of the Plumas County Courthouse, located in Quincy, California.

2. ROLL CALL

Chairman Meacher, noting that a quorum was present, asked the Clerk to call the roll and Ms. Duenas recorded the following:

PRESENT: Commissioners: Rose Comstock, Jim Krantz, Robert Meacher, Chuck Spencer and Curt McBride.

ABSENT: None.

ALSO PRESENT: Executive Officer: John M. Gullixson, Clerk: Melissa Duenas, City Member Alternate: William Weaver, Public Member Alternate: Linda Blum.

3. CLOSED SESSION- IF REQUIRED

3.A) Potential Litigation, (Closed Session Justification Per Government Code §54957.6). One Matter-No Action Taken

4. INTRODUCTIONS AND PRESENTATIONS

None

5. PUBLIC COMMENTS

There were no public comments on items not on the agenda.

6. CONSENT CALENDAR

6.A) Consideration of the Minutes of the 08-13-2007 regular meeting of Plumas LAFCo..

**MSC: Spencer/McBride(5-0):** To approve the Minutes of the 08-13-2007 regular meeting of Plumas LAFCo as presented without amendment.

7. MATTERS PRESENTED BY COMMISSIONERS

None.

8. PUBLIC HEARINGS

8.A) Continued Public Hearing Re Plumas LAFCo File No. 2004-SOI-005, Joint Municipal Services Review and Sphere of Influence Amendment for East Quincy CSD and Quincy CSD.

- 1) This Continued Public Hearing is open.
- 2) Take Staff Report
- 3) Take Public Testimony
- 4) Close or Continue the Public Hearing
- 5) (a) Make Determinations to approve and/or modify the proposed Joint Municipal Service Review of the Sphere of East Quincy CSD and Quincy CSD;  
(b) Approve and/or modify the proposed Joint Sphere of Influence Amendment for East Quincy CSD and Quincy CSD; and  
(c) Make findings that the MSR and SOI projects are Exempt under CEQA;  
(d) Consider the adoption of Resolution No. 2007-015: A Resolution of the Plumas Local Agency Formation Commission approving Plumas LAFCo File No. 2004-SOI-005, Joint Application for East Quincy CSD and Quincy CSD, Joint Municipal Service Review and Sphere of Influence Amendments.

The Executive Officer presented the Commission with an amended copy of the MSR and the completed SOI report. This version included suggested changes and additions provided by Mary Henrici the Manager of the East Quincy Community Services District. Staff thanked EQCSD for their timely response to the draft document. Staff further noted that they did not receive any comments or requested changes from the Quincy Community Services District until Saturday, September 8<sup>th</sup>, 2007, the Saturday preceding this meeting date and that these changes were provided in hard copy format only, via US mail. Staff reported that they have reviewed this request and would like additional time to incorporate information provided by QCSD. Mr. Gullixson recommended that the Public Hearing be continued to the next meeting date of Plumas LAFCo.

The Commission thanked Mr. Gullixson for the staff report and concurred with the recommendation to continue this open Public Hearing, since QCSD did not provide Plumas LAFCo with the requested information until a time which made it impossible to incorporate those changes into the document for review at this meeting date.

**MSC: Spencer/Comstock (5-0):** To continue the open Public Hearing for Plumas LAFCo File No. 2004 SOI-005, Joint Municipal Services Review and Sphere of Influence Amendment for East Quincy CSD and Quincy CSD to the October 22, 2007 meeting of Plumas LAFCo.

9. ADMINISTRATIVE REPORTS BY EXECUTIVE OFFICER

9.A) Action Item Re: Annexation of Dayton Property to the City of Portola and Adoption of Resolution 2007-016, A Resolution of the Plumas Local Agency Formation Commission approving Plumas LAFCo File No. 2006-ANNX-003 Dayton Property to City of Portola.

- 1) Take Staff Report
- 2) Take Public Testimony
- 3) Make Determinations to adopt Plumas LAFCo Resolution No. 2007- 016, A Resolution Approving the Annexation of the Dayton Property to the City of Portola as proposed, as modified or deny each requested action. Make Determination that the project is Exempt under CEQA.

Mr. Gullixson reported that staff had gathered all of the information needed to complete this annexation, excluding information pertaining to the tax exchange. The Executive Officer explained that although the County and the City of Portola have a Master Tax Exchange agreement on record, this agreement does not address circumstances in which the annexation request is subject to a condition of detachment from an existing service district. This annexation requires, as a condition set by the City of Portola, that the property be detached from the Eastern Plumas Rural Fire Protection District. Upon detachment, the question not presently answered is what will happen, in the absence of a noticed negotiation pursuant to Revenue & Taxation Code 99(b), to the tax monies currently allocated to the EPRFPD. The Master Tax Exchange does not address whether the City is entitled to these funds or if these tax dollars will be reallocated to the County and then distributed via the formula provided in the Master Tax Exchange. The City has not noticed or requested a formal Tax Negotiation with EPRFPD. The County Auditor has indicated following a methodology and interpretation of the code which differs from the opinions of County Counsel, the Portola City Attorney and Mr. Gullixson. Executive Officer Gullixson recommended that this agenda item be continued to allow the County and the City time to determine a course of action relating to the tax exchange, to give proper legal notice to the affected District and then to notify Plumas LAFCo with the settlement result when accomplished.

Following further discussion the Commission determined that the best course of action would be to continue this agenda item to the next Commission meeting date.

**MSC: Spencer/Comstock (5-0):** To continue this agenda item for Plumas LAFCo File No. 2006-ANNX-003, Dayton Property to the City of Portola to the October 22, 2007 meeting of Plumas LAFCo.

9.B) Staff Report & Discussion Re: CALAFCo Annual Conference

- LAFCo 101
- CEQA Basics
- Special District Governance Options
- Water Availability
- Spheres of Influence

- Rural LAFCo Issues
- Incorporation Primer
- Growth in Unincorporated Areas
- Sources of Funding and Staffing
- Attorney Roundtable
- Revenue Neutrality
- Budget 101
- CEQA Enhanced
- Public Member Roundtable

The Commission discussed the 2007 CALAFCo Annual conference and its value to the Commission. The Commission also discussed the potential of planning a Rural LAFCo Summit with coordination of CALAFCo.

9.C) Discussion Re: Plumas LAFCo File No. 2007-ANNX-002, "Feather River Inn" to Graeagle FPD.

Staff reported that since the last Plumas LAFCo July meeting, wherein Project Manager John McMorrow reported the urgency of the completion of this application, staff has received no further information, including an Environmental Review that was supposed to be delivered by Mr. McMorrow within a week to ten days of that meeting. The Executive Officer reported that staff has no power to move this application forward until staff receives the Environmental Review and the Commission has had an opportunity to review it. Mr. Gullixson further noted that the District and the applicant have not reached an agreement pertaining to the pending OASA, nor has the applicant provided staff with a draft agreement that outlines changes sought from the agreement provided by staff.

9.D) Discussion Re: Open Files

There were no questions regarding open files.

## 10. OTHER BUSINESS

None

## 11. ADJOURNMENT

Finding no further business on the agenda, Chairman Meacher called the meeting back to order and adjourned the meeting at 11:30 p.m. to the next regular meeting of Plumas LAFCo scheduled and noticed to be held at 10:15 a.m. on Monday, October 22<sup>nd</sup>, 2007 in the Board of Supervisors Room, Plumas County Courthouse, Quincy, California.