

LAFCo

*The Local Agency Formation Commission
Serving Plumas County*

PLUMAS LOCAL AGENCY FORMATION COMMISSION SPECIAL MEETING MINUTES MAY 26, 2009

1. – 2. CALL TO ORDER

The meeting is called to order at 9:30 a.m. with Commissioners Terrell Swofford, Jim Krantz, Robert Meacher, Bill Kennedy and Alternate Dan Wilson present.

In attendance are Attorney Alison Neufeld and Nancy DaForno, Clerk.

3. CLOSED SESSION

The Commissioners meet in closed session as follows.

- A. Conference with Legal Counsel—Anticipated Litigation Pursuant to Government Code §54956.9, one case, JOHN M. GULLIXSON, Executive Officer vs. Plumas Local Agency Formation Commission
- B. Consideration of Demand to Cure & Correct action taken in violation of the Ralph M. Brown Act, California Government Code §54960.1
- C. Review Employee Grievances from 04-20-2009 Pursuant to Government Code §54956.95 & §54961 from Executive Officer
- D. Review Employee Grievances from 05-20-2009 Pursuant to Government Code §54956.95 & §54961 from Executive Officer
- E. Public Employee Performance Evaluation & Discipline/Dismissal/Release
- F. Personnel Matter, Consider Appointment of Interim Executive Officer pursuant to Government Code §54957. **This matter is removed from the closed session agenda and addressed in open session.**

Action taken in closed session is as follows:

Public Employee Performance Evaluation & Discipline/Dismissal/Release

Motion by Commissioner Kennedy and second by Commissioner Swofford to place John M. Gullixson, Executive Officer of LAFCo on administrative leave, with pay, through the 90-day notice period that commenced on April 22, 2009; and direct Mr. Gullixson to make himself and all LAFCo records available to assist the outside auditor and the transition team accordingly. AYES: Commissioners Swofford, Kennedy and Wilson. NOES: Commissioners Krantz and Meacher. ABSENT: None. Carried and so ordered.

ACTION AGENDA

Personnel Matter, Consider Appointment of Interim Executive Officer pursuant to Government Code §54957. This matter is removed from the closed session agenda and addressed in open session.

Motion by Commissioner Swofford and second by Commissioner Kennedy to appoint John McMorrow as Interim Executive Officer of LAFCo at \$100 per hour, effective immediately, and authorize the Chair to sign the employment contract. AYES: Commissioners Swofford, Kennedy and Wilson. NOES: Commissioners Krantz and Meacher. ABSENT: None. Carried and so ordered.

4. INTRODUCTIONS AND PRESENTATIONS

None.

5. PUBLIC COMMENTS

Don Clark representing the Graeagle Fire District addresses the Commission regarding pending annexations to the District. Mr. Clark encourages the Commission to continue business as usual during the re-organization process.

Mike Callahan, representing Gold Mountain CSD concurs with Mr. Clark.

Mike Tantau, member of the public, addresses the Board requesting LAFCo continue business as usual to allow him and various property owners to move forward with annexation of properties.

George Bundy, representing Beckwourth Fire District, addresses the Commission regarding annexation of Grizzly Creek Ranch into the district.

Larry Douglas, member of the public, addresses the Commission regarding violation of the Open Meeting Act Law (Brown Act).

6. MATTER PRESENTED BY COMMISSIONERS

INDEPENDENT SPECIAL DISTRICT SELECTION COMMITTEE, SPECIAL MEETING

Motion by Commissioner Swofford, second by Commissioner Kennedy and carried directing the Interim Executive Officer to convene a meeting of the Independent Special District Selection Committee.

7. CONSENT CALENDAR

None.

8. PUBLIC HEARING

PUBLIC HEARING RE: FISCAL YEAR 2009-2010 BUDGET

The public hearing is opened. Following brief discussion, the public hearing remains open and is continued to June 08, 2009 at 10:00 a.m.

9. STAFF REPORTS

LEASE OF OFFICE SPACE AT 142 NORTH GULLING ST., PORTOLA

This matter is continued to June 08, 2009 following discussion by the Plumas County Board of Supervisors on June 02, 2009 regarding temporary office space in the Planning and Building Department for Interim Executive Officer.

I, NANCY L. DAFORNO, CLERK DO HEREBY CERTIFY THAT THE FOREGOING MINUTES OF SAID MEETING OF THE PLUMAS LOCAL AGENCY FORMATION COMMISSION HELD ON MAY 26, 2009 ARE CORRECT AS RECORDED.

Nancy L. DaForno, Clerk of the Board