

Lake Local Agency Formation Commission

Regular Meeting Agenda

September 18, 2019 -- 9:30 am

City of Clearlake – City Council Chambers
14050 Olympic Dr. Clearlake, California

Website: www.lakelafco.org

“Lake LAFCo oversees orderly development and protects natural resources and agricultural lands”

Commissioners

Commission Alternate Members

Dirk Slooten, (City)	Victoria Brandon (Spec. District Alternate)
Stan Archacki, (Special Dist.)	Suzanne Lyons (Public Alternate)
Jim Scholz (Special District)	Tina Scott (County Alternate)
Ed Robey, (Public Member)	Kenneth Parlet (City Alternate)
Moke Simon, Vice Chair (County)	
Bruno Sabatier Chair (County Member)	
Stacey Mattina (City)	

Staff

John Benoit, Executive Officer
P. Scott Browne, Legal Counsel
Kathleen Moran, Clerk-Analyst

- 1. Call to Order – Roll Call**
- 2. Approval of Minutes – July 17, 2019**

Action: Approve July 17, 2019 minutes

- 3. Public Comment.**

This is the time for the public to address the Commission on any matter not on the agenda. Testimony related to an item on the agenda should be presented at the time that item is considered.

- 4. Consent Agenda**

a. Review and authorize payment of expenses for July and August 2019

WORKSHOP ITEMS:

- 5. Lighting District MSR and SOI**
 - a. Receive Report and conduct workshop regarding the lighting districts Service Review and Sphere of Influence update.*
 - b. Schedule Public Hearing regarding the Lighting Districts Service Review and Sphere of Influence for November 20, 2019 in Lakeport.*

- 7. Policy, Standards and Procedures update (workshop #1)**
 - a. Introduction and review of draft updated Policies, Standards and Procedures (one-half hour item)*

PUBLIC HEARING:

- 8. Dissolution of County Service Areas 4, 9, 11, 12 and 19 as being Inactive as defined in Gov. Code Section 56042**
 - a. Consider Proposed Resolution No 2019-0008 approving the dissolution of County Service Areas 4, 9, 11, 12 and 19 subject to the terms and conditions.*

Action and other business items:

- 9. Review CALAFCo memo regarding Calafco Dues changes and make recommendations for Lake LAFCo's voting delegates regarding this matter at the Calafco Annual Conference.**

- 10. Select voting delegates to vote on behalf of Lake LAFCo at the CALAFCo Annual Conference.**
 - a. Select a voting delegate and a voting delegate alternate to vote on behalf of Lake LAFCo at the CALAFCo Annual Conference in Sacramento.*

- 11. Budget amendment including appropriation, revenue account and transfer of unrestricted reserve funds for complex projects as designated by the Commission.**
 - a. Adopt Resolution 2019-0009 establishing appropriation and expenditure accounts in the amount of \$ 22,500.00 for complex projects and transfer unrestricted reserve funds in the amount of \$7,500.00 to these accounts for complex projects previously approved by the Commission.*

12. Discussion regarding staff succession planning

- a. *Hold discussion regarding staff succession planning*

13. Executive Officer's report.

- a. *Upper Lake County Water District MSR and SOI*
b. *Konocti County Water District MSR and SOI*
c. *Cemetery District MSR and SOI*
d. *California Cemetery Alliance*
e. *Guenoc Valley Annexation – CPUC, SWRCB and CCWD power and water*
f. *State Water Resources Control Board and SB - 200*
g. *City of Lakeport Annexation and Middletown Rancheria Annexations, applications received.*

14. LAFCo Counsel's report

15. Commissioner Reports

This item is placed on the agenda for Commissioners to discuss items and issues of concern to their constituency, LAFCO, and legislative matters.

16. Correspondence:

17. Adjourn to LAFCO's next regular meeting: Wednesday November 20th , 2019 in Lakeport.

The Commission may take action upon any item listed on the agenda. Unless otherwise noted, items may be taken up at any time during the meeting.



Any member appointed on behalf of local government shall represent the interests of the public as a whole and not solely the interest of the appointing authority Government Code Section 56325.1

Public Comment

Members of the public may address the Commission on items not appearing on the agenda, as well as any item that does appear on the agenda, subject to the following restrictions:

matter jurisdiction.

- No action shall be taken on items not appearing on the agenda unless otherwise authorized by Government Code Section 54954.2 (known as the Brown Act, or California Open Meeting Law).
- The total amount of time allotted for receiving public comment may be limited to 15 minutes.
- Any individual's testimony may be limited to 5 minutes. Time to address the Commission will be allocated on the basis of the number of requests received.

Public Hearings

Members of the public may address the Commission on any item appearing on the agenda as a Public Hearing. The Commission may limit any person's input to 5 minutes. Written statements may be submitted in lieu of or to supplement oral statements made during a public hearing.

Agenda Materials

Materials related to an item on this agenda submitted to the Commission after distribution of the agenda are available for review for public inspection at the City of Lakeport and City of Clearlake Community Development Departments office located

at City Hall in Lakeport and Clearlake [such documents are also available on the Lake LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting].

Accessibility

An interpreter for the hearing-impaired may be made available upon request to the Executive Officer 72 hours before a meeting. The location of this meeting is wheelchair-accessible.

Disclosure & Disqualification Requirements

Any person or group of persons acting in concert who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganization that has been submitted to Lake LAFCO must comply with the disclosure requirements of the Political Reform Act of 1974 applicable to local initiative measures to be submitted to the electorate. These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals; they may be reviewed at Government Code §§56700.1 and 81000 *et seq.* Additional information about the requirements pertaining to local initiative measures to be presented to the electorate can be obtained by calling the Fair Political Practices Commission at (916) 322-5660.

A LAFCO Commissioner must disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from the applicant, any financially interested person who actively supports or opposes the application, or an agency (such as an attorney, engineer, or planning consultant) representing the applicant or an interested party. The law (Government Code Section 84308) also requires any applicant or other participant in a LAFCO proceeding to disclose the contribution amount and name of the recipient Commissioner on the official record of the proceeding.

Contact LAFCO Staff LAFCO staff may be contacted at (707) 592-7528 or by mail at Lake LAFCO c/o John Benoit, Executive Officer P.O. Box 2694, Granite Bay, CA 95746 or by email at j.benoit4@icloud.com. Agenda packets are located on the Lake LAFCO Webpage at www.lakelafco.org

LAKE LOCAL FORMATION COMMISSION
MINUTES
July 17, 2019 Regular Meeting

Members Present

Bruno Sabatier, Chair, County Representative
Moke Simon, Vice-Chair, County Member
Stacy Mattina, City Member
Ed Robey, Public Member
Suzanne Lyons, Public Member Alternate
Kenneth Parlet, City Alternate
Victoria Brandon, Special District Alternate

Staff Present

John Benoit, Executive Officer
Marsha Birch, Legal Counsel
Kathleen Moran, Clerk

Absent: Tina Scott, County Alternate, Stan Archacki, Special Districts, Jim Scholz, Special Districts, Dirk Slooten, City Member.

Present: Ken Porter, Fletcher Thornton, Valley Oaks.
Joyce Overton, City of Clearlake.
Kirk Cloyd, Hidden Valley Lake CSD.
Scott Harter, LCSD.

1. Call to Order

Chairman Sabatier called meeting to order at 9:40 a.m. in the Council Chambers, City of Lakeport.

2. Election of Chair and Vice Chair for Fiscal Year 2019-2020

Motion by Commissioner Simon, seconded by Commissioner Robey to nominate Commissioner Bruno Sabatier as Chair of Lake County LAFCo for FY 2019-2020. Motion carried.

Motion by Commissioner Brandon, seconded by Commissioner Robey to nominate Commissioner Moke Simon as Vice-Chair of Lake County LAFCo for FY 2019-2020. Motion carried.

3. Approval of Minutes - Motion by Commissioner Simon, seconded by Commissioner Robey to approve the Minutes of the May 15, 2019 Regular Meeting. Motion carried.

4. Public Comment - Chair called for a period of public comment. None were heard.

5. Consent Agenda

Motion by Commissioner Robey, seconded by Commissioner Brandon to approve Consent Agenda Items as follows: Review and authorize payment of expenses for May and June 2019. Motion carried.

6. Request from Kimco (Ken Porter) for the annexation of 147.14 acres more or less to the Hidden Valley Lake Community Services District (Assessor's Parcels: 014-260-51 and 014-260-36) to receive water and wastewater services to serve the Valley Oaks Development on property located on the NE Corner of Hartmann Road and State Highway 29.

EO made opening statement, reviewed the report in the Agenda Packet noting the purpose of the annexation is to provide safe and reliable domestic water and wastewater treatment/ collection services for the proposed 380 lot Valley Oaks Subdivision. He stated that the project has been in process for several years now. The County has approved the subdivision, a rezoning, a general plan amendment and a minor use permit for the project. EO recommended approval of the annexation with the terms and conditions contained in the Resolution.

Mr. Porter asked about the information in the Projected Population 2010 table (page 7 of the report) which shows a total build out population of 5,579. He stated that his number is closer to 1,000. Discussion was held on maximum number of lots and water usage at full build out. EO noted that if the project were to expand any further, it would have to come back to LAFCo for additional approval. EO stated that there is adequate water to serve the annexed development.

Mr. Porter stated that he concurs with the information in the report.

Commissioner Brandon asked about the Riparian Water Rights for this annexation area development in contrast to the Hidden Valley moratorium. Mr. Cloyd reviewed the water rights categories. He stated that the Valley Oaks Development has riparian water rights specific to Valley Oaks meaning the riparian water pumped is available to the Valley Oaks Development and they have an adequate supply.

As for Hidden Valley, Mr. Cloyd stated he is working with the State and is hopeful that by February of 2010 the moratorium will be lifted.

With regard to the Valley Oaks annexation Mr. Cloyd stated that an escrow account established in the name of the District will ensure that the Developer will pay for all annexation costs and that much of the District infrastructure is in place and ready for the developer to build out when needed.

Chairman Sabatier asked for confirmation from Mr. Cloyd that the Fire District was included in the discussions. Mr. Cloyd affirmed and further discussion was held on fire safety measures in place and in process. Pumps, tanks, and hydrant installation are all part of the developer's costs.

Motion by Commissioner Simon, seconded by Commissioner Brandon to adopt **Resolution No. 2019-0007** a Resolution Making Determinations and Approving the Annexation of 147.14 acres more or less to the Hidden Valley Lake Community Services District – LAFCo File 2019-02-Valley Oaks and authorize the Chairman to sign the Resolution.

AYES: Commissioners Robey, Simon, Mattina, Lyons, Parlet and Sabatier.

NOES: None.

ABSENT: Commissioners Slooten, Archacki, Scholz.

7. Authorize Commissioners and staff to attend the CALAFCo Annual Conference in Sacramento (October 30, 2019 - November 1, 2019)

Motion by Commissioner Mattina, seconded by Commissioner Simon to authorize Commissioners and staff to attend the CALAFCo Annual Conference to be held at the Hyatt Regency in Sacramento October 30, 2019 through November 1, 2019. Motion carried.

8. Nomination for the CALAFCo Board of Directors 2019-2020. Nominate a County Member and/or a Special District Member to represent the CALAFCo Norther Region.

Chairman Sabatier asks for interest or nominations from the Commission. None are heard.

9. Select voting delegates to vote on behalf of Lake LAFCo at the CALAFCo Annual Conference. Since not all Commissioners were in attendance, EO was directed to continue this item to the September meeting.

Other Business

10. Review Service Review requirements and conduct a goal-setting workshop for Lake LAFCo with regards to Lake LAFCo's role in orderly growth in Lake County and discuss the need and methods of achieving consolidations of various services.

EO stated that this item pertains to the Commission's role in overseeing the provision of efficient government services. EO strongly recommended that the cemetery districts be invited to a LAFCo meeting to discuss any problems or issues they are having. He stated that fire districts should be invited to appear at a future meeting as well as they will likely have updated issues or district concerns following the fires.

Commissioner Sabatier asked about water district MSR's, noting that as a parent, he received a letter regarding water quality at his child's school.

Discussion was held on MSR's and prioritizing agencies. After consensus, EO was directed to begin with the cemetery districts, followed by water districts.

11. Executive Officer's Report (1 and 2 cover Agenda Item 15 – Correspondence)

1. EO expressed concern regarding the Request for Review for Sufficiency for the Guenoc Valley Mixed Use Project sent out by the County Community Development Department. EO reviewed the comments he submitted to the agency on behalf of LAFCo. Commissioner Simon suggested contacting Principal Planner Byron Turner to request inclusion of LAFCo in future notifications and EO will be requesting a copy of the draft EIR.

2. EO reviewed his letter to Community Development Director, Kevin Ingram dated June 21, 2019 regarding the South Lakeport Annexation Project. Essentially the letter states that the proposed annexation is consistent with the Lakeport Sphere of Influence adopted by LAFCo on October 14, 2015. EO also requested a copy of the final EIR, the filed Notice of Determination, etc. for LAFCo's records.

EO also reported on:

- a. Lake County Lighting Districts MSR and SOI.
- b. Policy Update
- c. Upcoming LAFCo applications: Upper Lake Mobile Home Park, So. Lakeport, Middletown Rancheria.

- d. McDowell Annex to the Callayomi Co. Water District and the Clearlake Oaks-Paradise Valley CSA-completed.

12. LAFCo Counsel's Report – no new information.

13. LAFCo 101 presentation by LAFCo staff – Part 2 Continued for presence of newer Commission members not in attendance today.

14. Commissioner Reports

Chairman Sabatier expressed concern with the Walker Ridge Wind Farm project and asked EO if LAFCo would have any input in the project. EO noted that the project is on BLM land and it is a BLM project which does not have to involve LAFCo. If the project were on private land, it would require LAFCo oversight. Commissioner Brandon noted they did hold a scoping workshop which was well attended.

15. Correspondence. See Item 11 above.

11:05 a.m. Meeting adjourned. Next regular meeting Wednesday September 18, 2019 in Clearlake.

By: _____
Kathleen Moran, Clerk

Lake Local Agency Formation Commission

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CLAIMS

July and August 2019

Expenses for FY 2019-2020:

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
6.16.19-7.15.19	Browne Legal	\$ 1,837.00
July 17, 2019	Meeting Stipend	\$ 420.00
Aug 1, 2019	Staff Svcs July 2019	\$ 4,597.67
7.16. 2019- 815.19	Browne Legal	\$ 1,837.50
Sept 1, 2019	General Staff Svcs Aug 19	\$ 4,597.67
Sept 1, 2019	Calafco Registrations	\$ 2,080.00
Sept, 2019	Staff Svcs Spec Proj Aug 2019	\$ 3,259.35
Aug 31, 2019	RB-CLO Inactive Dists Notice	\$ 141.13
TOTAL:		\$ 21,900.12

DATED: Sept 18, 2019

APPROVED: Sept 18, 2019

Bruno Sabatier, Chair or Moke Simon, Vice Chair
Lake Local Agency Formation Commission

Attest:

John Benoit
Executive Officer

Lake LAFCO
Executive Officer's Report

September 18, 2019

TO: Lake Local Agency Formation Commission

FROM: John Benoit, Executive Officer

EXECUTIVE OFFICER'S RECOMMENDATIONS: Dissolve County Service Areas 4, 9, 11, 12 and 19 and adopt Resolution 2019-0008

Suggested Motion should the Commission approve this dissolution:

Consider Proposed Resolution No 2019-0008 approving the dissolution of County Service Areas 4, 9, 11, 12 and 19 subject to the terms and conditions stated (See Attachment #1)

I. BACKGROUND:

A. Summary and Background:

The Lake Local Agency Formation Commission (LAFCo) received a letter from the State Controller's Office (SCO) regarding the dissolution of County Service Areas 4, 9, 11, 12 and 19. This letter was based on adopted 2018 legislation. Senate Bill 448 was signed into law by the Governor requiring the SCO to create a list of "inactive" special districts and mandating LAFCo's to dissolve districts that have not completed an audit (see Attachment #2).

The California Association of LAFCo's and the California Special District's Association were successful in amending SB 448 to include a definition of an "inactive special district" but were not successful in defeating the legislation.

As required in SB 448, LAFCo is now mandated to dissolve "inactive" districts. Based on information provided by the County Departments of Public Works and Special Districts, it was determined that County Service Areas 4, 9, 11, 12 and 19 were inactive.

SB 448 gives LAFCo specific permission to not follow the Conducting Authority Proceedings for dissolution of inactive districts in specific cases. Therefore, no notice and hearing will be required in this case.

County Service Area 4 (Lake Pillsbury Ranch), is located two miles north of Lake Pillsbury, was formed in 1966 to provide for road construction and maintenance. Subsequent annexations have enlarged the CSA from its original 121 acres to approximately 800 acres. There are approximately 540 parcels in the CSA; and

County Service Area 9 (Gifford Springs Road), was formed in 1972 to provide extended services to 243 acres containing approximately 400 parcels located just east of the

Community of Whispering Pines. This CSA was authorized to provide road maintenance, storm drainage , domestic water and local recreation services and facilities; and

County Service Area 11 (Hodges Tract) is located in the northern portion of the City of Clearlake. The 53.5 acre district was formed in 1974 to upgrade and maintain existing roads in its service area. Following a successful bond election in 1975 the roads in the CSA were accepted in to the County Road maintenance system; and

County Service Area 12 (Lucerne Riviera Estates) is located in the community of Lucerne at the north end of Clear Lake. The approximately 19-acre CSA was formed in 1976 for the purpose of maintaining street stubs leading off of Panoramic Drive; and

County Service Area 19 (Park Water) was formed in 1989. This CSA lies partially within the City of Clearlake and partially within the unincorporated area of Lake County; and

County Service Areas 4, 9, 11, 12 and 19 are inactive districts meeting the definition of an inactive district in Government Code Section 56042, as defined below:

An inactive district must meet all of the following criteria to be considered inactive:

- “(a) The special district is as defined in Section 56036.
- (b) The special district has had no financial transactions in the previous fiscal year.
- (c) The special district has no assets and liabilities.
- (d) The special district has no outstanding debts, judgments, litigation, contracts, liens, or claims”.

Another requirement of SB 448 was that LAFCo must first initiate dissolution of inactive districts. Therefore, on March 20th , 2019 LAFCo adopted Resolution 2019-0003, a resolution initiating proceedings for the dissolution of County Service Areas 4, 9, 11, 12 and 19 (See attachment #3).

Staff recommends that the Lake Local Agency Commission approve this dissolution be subject to the terms and conditions stated in proposed Resolution 2019-0008 (Attachment #1).

B. Proposal and Justification:

This proposal is to dissolve districts as required by the Cortese-Knox Hertzberg Act

II. ANALYSIS

A. Accepted for filing: August 14, 2019

B. Publication and Posting: August 14, 2019

C. Compliance with CEQA:

Lead Agency: LAFCo

Responsible Agency:
Environmental Finding: Exempt
Date of Finding: September 18, 2019 (See Attachment #4)

D. Compliance with applicable Plans:

The proposed dissolutions conform to the Lake County General Plan

E. Compliance with applicable Spheres of Influence:

This dissolution does not conflict with any applicable Spheres of Influence. No Spheres of Influence is needed since the districts will cease to exist.

F. Existing Land Use and Zoning:

- LAND USE DESIGNATION: Agriculture, Rural Lands and Rural Residential and urban
- ZONING: Agriculture – Rural Lands - Rural Residential and urban
- DWELLINGS: n/a
- SERVICE POPULATION: n/a
- REGISTERED VOTERS: N/A

G. LANDOWNER (S): SEVERAL

H. Existing Land Use and Zoning for surrounding territory:

Agriculture, rural lands and rural residential and urban

I. Proposed development: N/A

J. Fiscal data: N/A

L. Governing Law and LAFCo Policy

LAFCo is charged with applying the policies and provisions of the Cortese-Knox-Hertzberg Act to its decisions regarding annexations, incorporations, reorganizations, and other changes of government. LAFCo's review of projects must be consistent with the policy directives of the LAFCo Act. Specifically, LAFCo's policies are designed to:

- a) Provide Information. Give applicants for changes of organization guidance as to the information LAFCo needs to make appropriate determinations concerning their applications and provide information and notice to elected officials,

governmental staff, and members of the general public as to the standards and procedures that LAFCO will use in evaluating applications.

- b) Set Criteria. Provide applicants for changes of organization with explicit guidance as to the criteria LAFCo will use in approving, disapproving, amending, or conditionally approving applications for changes of organization.
- c) Ensure Greater Consistency in LAFCo's decision-making process.
- d) Facilitate Communication among local agencies in the region.
- e) Minimize Adverse Impacts of the social, economic and environmental results of growth.
- f) Provide for Planned, Well-Ordered Efficient Urban Development Patterns with appropriate consideration of preserving open space lands within those patterns.

The following table is provided as a guide for the Commission to consider for a project's consistency with Government Code Section 56668, the broader legislative direction of LAFCO in Government Code Section 56001 as well as those adopted by Lake LAFCo.

This proposal complies with applicable legal and proposed policy requirements, as summarized below:

General Policy Considerations

<i>Policy Consideration</i>	<i>Consistency/ Applicability</i>	<i>Comment</i>
Communication between local agencies is encouraged.	<i>Consistent</i>	<i>LAFCo sent notices to the affected agencies</i>
Urban development proposals shall include annexation to a city where possible.	<i>N/A</i>	
LAFCO will normally deny proposals that result in urban sprawl.	<i>N/A</i>	
Environmental consequences (CEQA) shall be considered.	<i>Consistent</i>	<i>No longer a need for the inactive districts Services</i>
LAFCO will consider the impact of a proposal on the regional supply of housing for all income levels.	<i>N/A</i>	
LAFCO will favor proposals that promote compact urban form and infill development.	<i>N/A</i>	
Government structure should be simple, accessible, and accountable.	<i>Consistent</i>	
Agencies must provide	<i>N/A</i>	

documentation that they can provide service within a reasonable period of time.		
Efficient services are obtained when proposals: <ul style="list-style-type: none"> Utilize existing public agencies; Consolidate activities and services; and Restructure agency boundaries to provide more logical, effective, and efficient services. 	N/A	
Adverse impacts on adjacent areas, social and economic interests and the local government structure must be mitigated.	N/A	
Conformance with general & specific plans required.	Consistent	<i>This project conforms to the adopted Lake County General Plan.</i>
Boundaries: <ul style="list-style-type: none"> Definite boundaries are required. Boundaries that are favored: <ul style="list-style-type: none"> Create logical boundaries & eliminate islands or illogical boundaries. Follow natural or man-made features and include logical service areas. Boundaries that are disfavored: <ul style="list-style-type: none"> Split neighborhoods or communities. Result in islands, corridors, or peninsulas. Drawn for the primary purpose of encompassing revenue-producing territories. Create areas where it is difficult to provide services. 	Consistent	<i>The entire districts are to be dissolved</i>
Revenue neutrality required.	N/A	
Agricultural and Open Space Land Conservation Standards: <ul style="list-style-type: none"> Must lead to plan, orderly & efficient development. Approved Sphere of Influence Plan required. Findings with respect to alternative sites required. 	Consistent	<i>No impact leading to the conversion of Agricultural or Open Space lands.</i>

<ul style="list-style-type: none"> Impact on adjacent agricultural/open space lands assessed. Agricultural Buffers. 		
<p>Need for services exists when:</p> <ul style="list-style-type: none"> Public health and safety threat exists. The residents have requested extension of non-growth-inducing community services. Subject area is likely to be developed for urban use within 5 years. 	<i>Consistent</i>	<i>N/A</i>
<p>Exceptions are justified on the following grounds:</p> <ul style="list-style-type: none"> Unique. Standards Conflicts. Quality/Cost. No Alternative. 	<i>Consistent</i>	<i>No exceptions to policy considerations are needed</i>

Dissolution Policies—General

<i>Policy</i>	<i>Consistency/ Applicability</i>	<i>Comment</i>
Services Authorized are no longer necessary, or	<i>Consistent</i>	
The services can be provided more efficiently by another agency or provider and that agency agrees to provide the services	<i>N/A</i>	
The agency is insolvent and unable to provide the services.	<i>Consistent</i>	<i>There is no need for the services since these districts are inactive</i>
Bonded Indebtedness. Where possible, LAFCO shall condition any dissolution to provide for the repayment of any bonded indebtedness or other obligations of the dissolved agency.	<i>N/A</i>	<i>N/A</i>
Disposition of Remaining Funds, A dissolved district shall turn over its funds to its successor as determined under 57451.	<i>Consistent</i>	<i>If the territory of a dissolved district is located within the unincorporated territory of a single county, the County shall be the successor (G.C. 57451(b)).</i>
<p>Action options include:</p> <ul style="list-style-type: none"> Approval. Conditional approval to require only a portion of the area to be detached. Denial. 	<i>N/A</i>	

<ul style="list-style-type: none"> • Send back to the County for further negotiations with the HOA 		

III. Comments from the public and public agencies.

None Received

IV. PROCEDURE

The Commission has the following alternatives for action at this hearing, after receiving public testimony:

- **Approval.** After the closure of the Public Hearing, if the Commission concurs with the terms as proposed, it may approve this dissolution proposal by adopting the proposed LAFCO Resolution 2019-0008 for the Dissolution of the County Service Areas 4, 9, 11, 12 and 19.
- **Conditioned Approval.** The Commission may modify the proposed terms and conditions.
- **Denial.** Commission may deny this proposal. No similar proposal may be submitted within a year; unless the Commission makes a finding that the yearlong prohibition period is detrimental to the interests of the public.

The Commission may also continue the hearing to a specific date, time and place to resolve concerns about any portion of the proposal.

Respectfully Submitted,

John Benoit,
Executive Officer

Attachments:

1. LAFCo Dissolution Resolution 2009-0008
2. State Controller's Office Letter re inactive districts
3. LAFCo Resolution 2019-0003 initiating dissolutions
4. Notice of Exemption

LAKE LOCAL AGENCY FORMATION COMMISSION

Attachment #1

Resolution # 2019-0008

A Resolution Making Determinations and Approving the Dissolution of County Service Areas 4,9,11,12 and 19

WHEREAS, A Resolution Initiating the proceedings for the dissolution of County Service Areas 4, 9, 11, 12 and 19 was adopted by LAFCo on March 20, 2019 pursuant to the requirements of the Cortese-Knox-Hertzberg Local Government Reorganization Act (Section 56000 *et seq* of the Government Code); and

WHEREAS, On November 5, 2018 the State Controller provided Lake LAFCo with notification that CSA 4 (Lake Pillsbury Lakes), 9 (Gifford Springs Road), 11(Hodges Tract), 12 (Lucerne Riviera Heights) and 19 (Park Water) should be dissolved since these districts are inactive; and

WHEREAS, County Service Area 4 (Lake Pillsbury Ranch), is located two miles north of Lake Pillsbury, was formed in 1966 to provide for road construction and maintenance,. Subsequent annexations have enlarged the district from is original 121 acres to approximately 800 acres. There are approximately 540 parcels in the CSA; and

WHEREAS, County Service Area 9 (Gifford Springs Road), was formed in 1972 to provide extended services to 243 acres containing approximately 400 parcels located just east of the Community of Whispering Pines. This CSA was authorized to provide road maintenance, storm drainage , domestic water and local recreation services and facilities; and

WHEREAS, County Service Area 11 (Hodges Tract) is located in the northern portion of the City of Clearlake. The 53.5 acre district was formed in 1974 to upgrade and maintain existing roads in its service area. Following a sucessful bond election in 1975 the roads in the CSA were accepted in to the County Road maintenance system; and

WHEREAS, County Service Area 12 (Lucerne Riviera Estates) is located in the community of Lucerne at the north end of Clear Lake. The approximately 19-acre CSA was formed in 1976 for the purpose of maintaining street stupbs leading off of Panoramic Dirve; and

WHEREAS, County Service Area 19 (Park Water) was formed in 1989. This CSA lies partially within the City of Clearlake and partially within the unincorprated area of Lake County; and

WHEREAS, the Executive Officer has provided notice of this hearing as described under Government Code Sections 56151 through 56159; and

WHEREAS, the Executive Officer reviewed the application and determined its completeness within 30 days of their submission and prepared and filed his report with this Commission at least five days prior to the regularly scheduled meeting during which this application is to be considered; and

WHEREAS, this Commission has considered the application, the report of the Executive Officer, the applicable General Plan, and each of the factors required by Government Code Section 56668 to be considered in the review of a proposal; and

WHEREAS, it is desired that the proposed dissolution of County Service Areas 4, 9, 11, 12 and 19 be subject to terms and conditions as follows:

1. The County agrees to defend, indemnify, and hold harmless the Lake Local Agency Formation Commission and its agents, officers and employees from any claim, action or proceeding against the Commission or its agents, officers, and employees; including all costs, attorney's fees, expenses and liabilities incurred in the defense of such claim. Action, or proceeding to attack, set aside, or void the approval or determinations of this Commission concerning this annexation. The Lake Local Agency Formation Commission shall promptly notify the applicant of any such claim, action, or proceeding and be entitled to representation by counsel of its choosing.

WHEREAS, all interested parties and proponents of the proposal were heard at a public hearing held on September 18, 2019.

NOW, THEREFORE, IT IS HEREBY RESOLVED, DETERMINED AND ORDERED by the Lake Local Agency Formation Commission as follows:

1. The foregoing recitals are true and correct.
2. Further protest proceedings are waived through legislation and the Commission orders the Dissolution of County Service Areas 4, 9, 11, 12 and 19 pursuant to Part 4 of Division 3 of the California Government Code commencing with Section 57000.
3. In reviewing this application, the Commission finds that County Service Areas 4, 9, 11, 12 and 19 are inactive and provide no services.
4. In reviewing this application, this Commission has considered each of the factors required by Government Code Section 56668 and LAFCO's policies.
5. Lake County is designated the successor agency for the dissolution of County Service Areas 4, 9, 11, 12 and 19.
6. The Commission hereby adopts the Notice of Exemption included as part of the Executive Officer's report for this dissolution.
7. The subject proposal is assigned the following short form designation: Dissolution of County Service Areas 4, 9, 11, 12 and 19 (LAFCo File 2019-0003).
8. The Executive Officer of this Commission is instructed to mail a certified copy of this resolution to the Lake County Departments of Public Works and Special Districts and as required by Government Code Section 56882 (in this case, the state controller's office).
9. The dissolution of County Service Areas 4, 9, 11, 12 and 19 (LAFCO 2019-0003) is hereby approved subject to the terms and conditions herein.
10. The effective date shall be the date the Certificate of Completion is recorded.

11. Upon the effective date of this dissolution control of all monies or funds including cash on hand and monies due but uncollected, and all property, real and personal, of the dissolved district is vested with the County as provided for in Government Code section 57457.
12. The Executive Officer is directed to record a Certificate of Completion for this proposal upon completion of all proceedings and compliance with the terms and conditions.
13. Completion of proceedings shall be concluded within one year after adoption date of this resolution. If the proceedings are not concluded within one year after passage of this resolution, all proceedings shall be terminated.

PASSED AND ADOPTED at a regular meeting of the Local Agency Formation Commission of the County of Lake, State of California, on the 18th day of September 2019 by the following vote:

AYES:

NOES:

ABSTAINS:

ABSENT:

Bruno Sabatier, CHAIR
LAKE LOCAL AGENCY
FORMATION COMMISSION

ATTEST:

JOHN BENOIT
Executive Officer



BETTY T. YEE
California State Controller

November 6, 2018

John Benoit
Lake LAFCo
P.O. Box 2694
Granite Bay, CA, 95746

SUBJECT: Notification of Inactive Special Districts in County

Dear Mr. Benoit:

Chapter 334, Statutes of 2017, also known as Senate Bill (SB) 448, added various provisions to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 regarding special districts that are inactive. It requires the State Controller's Office (SCO) to create a list of inactive special districts based on information in the special district's Financial Transactions Report (FTR), to publish the list of inactive special districts on its website annually, and to notify the local agency formation commission in the county or counties in which the inactive special district is located.

Pursuant to Government Code (GC) section 56042, an "inactive special district" must:

- Meet the definition set forth in GC section 56036;
- Have no financial transactions in the previous fiscal year; and
- Have no assets, liabilities, outstanding debts, judgments, litigation, contracts, liens, or claims.

Pursuant to GC 56879, within 90 days of receiving this notice, the Commission is required to initiate dissolution of inactive special districts by resolution, unless the Commission determines that a district does not meet the criteria set forth in GC 56042. Additionally, the Commission is required to notify the SCO if it determines that district does not meet the dissolution criteria in GC 56042. Once the dissolution process is complete, please inform the SCO using the contact information on the next page.

The enclosure lists the special districts within your jurisdiction that are inactive, based on financial data in each special district's fiscal year 2016-17 FTR. The complete list of inactive California special districts may be found at:
https://www.sco.ca.gov/ard_local_rep_freq_requested.html.

Name

November 6, 2018

Page 2

If you have any questions or need to notify us of a special district's status, please contact Derek Miller by telephone at (916) 322-5579, or by email at dmiller@sco.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Phillip Pangilinan", written in a cursive style.

PHILLIP PANGILINAN

Manager

Local Government Reporting Section

Enclosure: 2016-17 County Inactive Districts List

State Controller's Office
2016-17 Inactive Districts for Lake County

County Name	District Name	District Type	Email Address	Street Address 1	Street Address 2	P.O. Box	City	Zip
Lake	County Service Area No. 4 (Lake)	Dependent		Auditor-Controller	255 N. Forbes Street		Lakeport	95453
Lake	County Service Area No. 9 (Lake)	Dependent		Auditor-Controller	255 N. Forbes Street		Lakeport	95453
Lake	County Service Area No. 11 (Lake)	Dependent		Auditor-Controller	255 N. Forbes Street		Lakeport	95453
Lake	County Service Area No. 12 (Lake)	Dependent		Auditor-Controller	255 N. Forbes Street		Lakeport	95453
Lake	County Service Area No. 19 (Lake)	Dependent		Auditor-Controller	255 N. Forbes Street		Lakeport	95453

Note: Email Address belongs to the Financial Transactions Report preparer; in some cases this may be an outside consultant.

LAKE LAFCO

RESOLUTION NO. 2019-0003

**A RESOLUTION OF THE LAKE LOCAL AGENCY FORMATION COMMISSION
INITIATING PROCEEDINGS FOR THE DISSOLUTION OF THE COUNTY SERVICE
AREAS 4, 9, 11, 12 AND 19 IN LAKE COUNTY, CALIFORNIA**

WHEREAS, On November 5, 2018 the State Controller provided Lake LAFCo with notification that CSA 4 (Lake Pillsbury Lakes), 9 (Gifford Springs Road), 11(Hodges Tract), 12 (Lucerne Riviera Heights) and 19 (Park Water) should be dissolved since these districts are inactive; and

WHEREAS, CSA's 4, 9, 11, and 12 provide Road Services in Lake Pillsbury Ranch, East of Whispering Pines, Northern Clearlake, East of Lucerne, and CSA #19 provided Water in the North Lakeport area.

WHEREAS, County Service Areas 4, 9, 11, 12 and 19 are districts existing and operating pursuant to County Service Area Law (California Government Code section 25210.1 *et seq.*) and Section 30000 *et seq.* of the Water Code; and

WHEREAS, Chapter 334, Statutes of 2017 (Senate Bill 448) added provisions to the LAFCo Act requiring the State Controller's Office (SCO) to create a list of inactive special districts based on information in the district's Financial Transactions Reports and to annually publish a list of inactive districts; and

WHEREAS, Pursuant to Government Code Section 56042 an inactive district must meet all of the following criteria to be considered inactive:

- “(a) The special district is as defined in Section 56036.
- (b) The special district has had no financial transactions in the previous fiscal year.
- (c) The special district has no assets and liabilities.
- (d) The special district has no outstanding debts, judgments, litigation, contracts, liens, or claims”.

WHEREAS, on February 19, 2019, a notice of intent was published to adopt this resolution at the March 20, 2019 LAFCo meeting; and

NOW THEREFORE the Lake Local Agency Formation Commission hereby resolves, orders and determines the following:

The Lake Local Agency Formation Commission hereby initiates the dissolution of County Service Areas 4, 9, 11, 12 and 19 as required in Chapter 334, Statutes of 2017 (Senate Bill 448) and directs the Executive Officer to set a hearing before LAFCo to formally dissolve these districts; and

PASSED AND ADOPTED, by Lake LAFCo on this 20th day of March 2019

AYES: Mattina, Slooten, Scholz, Archaki, Simon, Robey & Sabatier

NOES:

ABSENT:

ABSTAIN:



Bruno Sabatier, Chair
Lake Local Agency Formation
Commission

Attest:



John Benoit

Lake LAFCo Executive Officer

NOTICE OF EXEMPTION

TO: County Clerk
County of Lake
Lakeport, CA

FROM: Lake LAFCO
P.O. Box 2694
Granite Bay, CA 95746

PROJECT TITLE: Dissolution of County Service Areas 4, 9, 11, 12 and 19

PROJECT LOCATION: Lake County: Whispering Pines, Clearlake, Lucerne,
Lake Pillsbury

DESCRIPTION OF PROJECT:

The proposed project involves the dissolution of County Service Areas 4, 9, 11, 12 and 19

NAME OF PUBLIC AGENCY APPROVING PROJECT:

Lake Local Agency Formation Commission

NAME OF PERSON OR AGENCY CARRYING OUT THE PROJECT:

Lake Local Agency Formation Commission

EXEMPT STATUS:

Categorical Exemption, Changes in Organization of Local Agencies and 15061b (3) General Rule Exemption.

REASONS WHY THIS PROJECT IS EXEMPT:

This action is Exempt from the California Environmental Quality Act pursuant to Section 15320 of the CEQA Guidelines (Class 20) as the Dissolutions would not result in any change in services since there are no services being provided and 15061 b (3) whereby this activity is covered by the general rule that CEQA applies only to project which have the potential for causing a significant effect on the environment. Since this action is to dissolve existing districts that provide no services, this dissolution will not result in further land divisions, there is no possibility that this activity may have a significant effect on the environment since the services are already provided to a portion of the and no conditions have changed nor could be changed as a result. There are no unusual circumstances associated with the dissolutions.

CONTACT PERSON:
John Benoit
LAFCO Executive Officer

TELEPHONE NUMBER:
(707) 592-7528

By: _____

Date: September 18, 2019

August 12, 2019

TO: Member LAFCoS
SUBJECT: Proposed new dues structure for approval at 2019 Annual Business Meeting

Dear Member LAFCoS:

The CALAFCO Board of Directors continues to develop services to meet the evolving needs of our members, yet we find ourselves continually challenged to meet those needs with limited resources.

At the CALAFCO Annual Meeting in Yosemite last fall, the Board explained that additional revenues must be raised to close the ongoing structural deficit, which the association has operated with since its inception. As many of you heard, CALAFCO has had an unhealthy reliance on Conference revenue to balance the budget which is not a sound fiscal practice. After receiving your feedback during the roundtable discussions at that Conference and after process of almost 18 months, the Board took a two-phase approach to addressing the ongoing structural deficit.

First, as a short-term strategy to address this structural deficit in FY 2019-20, the Board approved a one-time cost sharing option in which member LAFCo dues were increased by 16.25% and the Board used one-time Conference net profits to close the deficit (\$33,452 raised through the 16.25% increase and \$31,138 coming from Conference net profit). As we move into FY 2019-20, the adopted budget has a structural deficit of \$37,980.

The Board was also committed to a long-term strategy of revising the current dues structure into a more sustainable model. As a result, at their May 10, 2019 meeting, the Board considered several options for a new dues structure brought forward from the Finance Ad Hoc Committee. This Committee undertook a lengthy and detailed process, considering eleven (11) different options before deciding on the two brought to the Board.

After much discussion and careful consideration, the Board unanimously approved presenting the proposed new dues structure to you, the membership, for a vote at the October 31, 2019 Annual Business Meeting. A new dues structure requires the approval of the membership as it is a change in the Bylaws.

The structure is population based with a number of variables including an annual base rate, population threshold and a per capita rate. Population data will be updated annually.

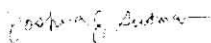
The first step to changing the dues structure is for the membership to discuss it at the Annual Business Meeting and vote. Should the membership approve the new structure, the Board will adopt policies relating to the three variables. To help you better understand the process up to this point in time, a Q&A document has been created and included with this letter. It provides details and answers to the questions we know many of you have. Additionally we are including a matrix of what the new dues structure looks like for the first year of implementation (FY 2020-21) should the membership approve.

Also the Annual Business Meeting Agenda and meeting packet will contain a full staff report with details and the proposed changes to the Bylaws associated with the new dues structure. This will be published early August.

We understand raising dues at any time is a difficult proposition. Our work at CALAFCO strives to support the success and meet the needs of all member LAFCos, large and small. We are committed to continually enhancing the services of CALAFCO and fulfilling our mandate "to assist member LAFCos with educational and technical resources that otherwise would not be available." We hope you will agree when we discuss this at our Annual Business Meeting at this year's Conference.

We and the rest of the Board are available to answer any questions you may have. You are encouraged to seek out the feedback of your regional Board members.

On behalf of the CALAFCO Board of Directors,



Josh Susman
Chair of the Board



Pamela Miller
Executive Director

Cc: CALAFCO Board of Directors
enclosures

CALAFCO BULLETIN

Proposed LAFCo Membership New Dues Structure

To be presented to the Membership for consideration and vote at the
2019 Annual Business Meeting in Sacramento, California on
October 31, 2019



Questions & Answers

Question: *How did the Board come up with the proposed dues structure?*

Answer: The Board spent over a year deliberating the structural deficit and dues structure through their Finance Ad Hoc Committee. They considered feedback received from the membership at the 2018 Annual Conference from the regional roundtable discussions and the message to work towards a more sustainable dues structure model. The Board discussed at length options presented to them by the Ad Hoc Committee in February and May.

Question: *Why was this structure selected over other options considered?*

Answer: After extensive research and discussion by the Ad Hoc Committee, and after considering a variety of possible structures including those based on LAFCo budget, County category (urban-suburban-rural), flat rate increases and population, ultimately it was a population-based structure that was favored. The Ad Hoc Committee presented two options to the Board with this population-based structural model and the Board agreed the population-based structure created the fewest irregularities to resolve and created a more sustainable funding formula. Ultimately this structure was unanimously approved by the Board.

Question: *What are the variables in the formula?*

Answer: The formula includes: (1) A flat annual fee or base rate (each LAFCo will pay the same flat rate); (2) Population threshold number; and (3) A per capita rate.

Question: *How will these variables be determined each year as CALAFCO considers member LAFCo dues?*

Answer: Should the membership approve the new structure, the Board will create policies to support the new structure. These policies will include the consideration of each of these variables and possible future adjustments. These policies will include keeping the Board's discretion to increase the dues by the CPI annually.

Question: *Where will the population data come from?*

Answer: The population data will be updated annually as the Board considers the next fiscal year dues. The data source to be used for updates is the California Department of Finance population estimates.

Question: *Is CALAFCO still budgeting for a net profit for the Annual Conference and how does that impact the annual budget?*

Answer: Yes. The Board has given clear direction that each year the annual budget should have a 15% net profit built into the budget for the Annual Conference (pursuant to Board Policy 4.2). CALAFCO's current FY 2019-20 budget calls for a 15% (or \$20,817) net profit. This net profit is still used to help balance the budget. However, the goal is for CALAFCO to move away from the unhealthy and unsustainable reliance on any higher net profit assumptions to balance the budget and fill the structural deficit.

The Ad Hoc Committee and the Board discussed at length using sponsorships to boost revenue and the Board continues to feel this revenue is unreliable and unpredictable and therefore unrealistic to use as a reliable revenue source.

Question: *How were the proposed base rate, population threshold and per capita rate selected?*

Answer: First, the Board committed to using the FY 2018-19 dues as the baseline from which to work, which they did (the FY 2018-19 dues are lower than the FY 2019-20 dues). The Board anticipated the FY 2020-2021 operational costs to be close to \$300,000, which was the baseline budget number from which they worked. The Ad Hoc Finance Committee considered eleven (11) different options before deciding on the population-based model with the three variables. To narrow that further, after looking at several (three) options with different variable numbers, the Board selected the current formula (\$1,000 base rate, 700,000 population threshold, per capita rate of 0.013802199 and population estimates for 2020 given that is the year the new dues structure would take effect, should it be approved). While this and other formulas realized the \$300,000 anticipated operational budget, these particular variables created dues for each LAFCo that the Board felt were the most equitable at this time.

Question: How is this structure different than the current structure?

Answer: The straight 3-category model no longer effectively serves the Association's member LAFcos. County populations vary enough that 3 categories just did not accurately capture the broader population picture. With the proposed model, the gap in the amount paid between the more populated rural LAFcos and their suburban colleagues has been reduced, as has the gap between the higher populated suburban LAFcos and the urban LAFcos.

Question: Are LAFcos in counties with a population over 700,000 exempt from any future increase based on population growth?

Answer: The proposed changes call for the Board to set the population threshold annually. Should the membership approve this proposed structure, the Board will set policies around the variables of population threshold, base rate and per capita rate. This means that population threshold can change based on Board discretion.

Question: What if our LAFco has a financial hardship? Is that still addressed in the Bylaws?

Answer: Yes. The Board unanimously agreed to keep the provision of allowing any LAFco with a financial hardship to bring that to the Board for consideration. (Please refer to Bylaws Section 2.2.4).

Question: What will the dues be for my LAFco if the membership approves this new structure?

Answer: The spreadsheet accompanying this bulletin details what the first year will look like with this formula. As a starting point, the Bylaws will reflect the formula used to get at these rates and the rate chart itself. That detailed information will be contained in the meeting packet for the October 31, 2019 Annual Membership meeting.

Question: When will the membership vote on this proposed structure?

Answer: The proposed structure is being presented to member LAFcos for voting at the Annual Business meeting on October 31, 2019 during the Annual Conference in Sacramento. The Annual Business Meeting agenda and meeting packet will be distributed in early August, allowing approximately three months for discussion prior to the vote.

Question: Can we vote by proxy or absentee ballot if we are not attending the Annual Business meeting?

Answer: No, all member LAFcos must be present to vote at the Annual Business meeting pursuant to Bylaws Section 3.7. **For purposes of voting, each member LAFco must be in good standing – which means all dues are current and paid in full by September 30, 2019. Further, each member LAFco shall submit to CALAFco the name of their voting delegate by September 30, 2019.**

Question: What happens if the membership does not approve the proposed new dues structure?

Answer: The Association will continue to have a structural deficit and may need to rely on accessing Fund Reserves to balance the budget. Further, in order to have a balanced budget, without additional sustainable and reliable revenues, expenses will need to be reduced which will equate to a reduction in services offered.

Question: Who can I talk to if I have questions?

Answer: If you have questions you are encouraged to contact Pamela Miller, CALAFco's Executive Director at pmiller@calafco.org or 916-442-6536. You can also contact the CALAFco Board Chair Josh Susman at jsusman@calafco.org. You are highly encouraged to reach out to any of your regional Board members and/or your regional staff representatives. All of their names and contact information can be found on the CALAFco website at www.calafco.org.

CALAFCO
Proposed member LAFCo dues structure and dues beginning FY 2020-21

County	Population Estimate 2020	Population For Dues Calculation	Base Dues	Per Capita Dues	Base + Per Capita Dues	Total Per Capita Rate
ALAMEDA	1,703,660	700,000	1,000	9,662	10,662	0.0063
ALPINE	1,107	1,107	1,000	15	1,015	0.9171
AMADOR	37,560	37,560	1,000	518	1,518	0.0404
BUTTE	230,701	230,701	1,000	3,184	4,184	0.0181
CALAVERAS	44,953	44,953	1,000	620	1,620	0.0360
COLUSA	23,144	23,144	1,000	319	1,319	0.0570
CONTRA COSTA	1,178,639	700,000	1,000	9,662	10,662	0.0090
DEL NORTE	26,997	26,997	1,000	373	1,373	0.0508
ELDORADO	189,576	189,576	1,000	2,617	3,617	0.0191
FRESNO	1,033,095	700,000	1,000	9,662	10,662	0.0103
GLENN	29,691	29,691	1,000	410	1,410	0.0475
HUMBOLDT	137,711	137,711	1,000	1,901	2,901	0.0211
IMPERIAL	195,814	195,814	1,000	2,703	3,703	0.0189
INYO	18,724	18,724	1,000	258	1,258	0.0672
KERN	930,885	700,000	1,000	9,662	10,662	0.0115
KINGS	154,549	154,549	1,000	2,133	3,133	0.0203
LAKE	65,302	65,302	1,000	901	1,901	0.0291
LASSEN	30,626	30,626	1,000	423	1,423	0.0465
LOS ANGELES	10,435,036	700,000	1,000	9,662	10,662	0.0010
MADERA	162,990	162,990	1,000	2,250	3,250	0.0199
MARIN	265,152	265,152	1,000	3,660	4,660	0.0176
MARIPOSA	18,031	18,031	1,000	249	1,249	0.0693
MENDOCINO	90,175	90,175	1,000	1,245	2,245	0.0249
MERCED	286,746	286,746	1,000	3,958	4,958	0.0173
MODOC	9,422	9,422	1,000	130	1,130	0.1199
MONO	13,986	13,986	1,000	193	1,193	0.0853
MONTEREY	454,599	454,599	1,000	6,274	7,274	0.0160
NAPA	143,800	143,800	1,000	1,985	2,985	0.0208
NEVADA	99,548	99,548	1,000	1,374	2,374	0.0238
ORANGE	3,260,012	700,000	1,000	9,662	10,662	0.0033
PLACER	397,368	397,368	1,000	5,485	6,485	0.0163
PLUMAS	19,374	19,374	1,000	267	1,267	0.0654
RIVERSIDE	2,500,975	700,000	1,000	9,662	10,662	0.0043
SACRAMENTO	1,572,886	700,000	1,000	9,662	10,662	0.0068
SAN BENITO	60,067	60,067	1,000	829	1,829	0.0305
SAN BERNARDINO	2,230,602	700,000	1,000	9,662	10,662	0.0048
SAN DIEGO	3,398,672	700,000	1,000	9,662	10,662	0.0031
SAN FRANCISCO	905,637	700,000	1,000	9,662	10,662	0.0118
SAN JOAQUIN	782,662	700,000	1,000	9,662	10,662	0.0136
SAN LUIS OPISPO	284,126	284,126	1,000	3,922	4,922	0.0173
SAN MATEO	792,271	700,000	1,000	9,662	10,662	0.0135

CALAFCO
Proposed member LAFCo dues structure and dues beginning FY 2020-21

County	Population Estimate 2020	Population For Dues Calculation	Base Dues	Per Capita Dues	Base + Per Capita Dues	Total Per Capita Rate
SANTA BARBARA	460,444	460,444	1,000	6,355	7,355	0.0160
SANTA CLARA	2,011,436	700,000	1,000	9,662	10,662	0.0053
SANTA CRUZ	282,627	282,627	1,000	3,901	4,901	0.0173
SHASTA	180,198	180,198	1,000	2,487	3,487	0.0194
SIERRA	3,129	3,129	1,000	43	1,043	0.3334
SISKIYOU	44,186	44,186	1,000	610	1,610	0.0364
SOLANO	453,784	453,784	1,000	6,263	7,263	0.0160
SONOMA	515,486	515,486	1,000	7,115	8,115	0.0157
STANISLAUS	572,000	572,000	1,000	7,895	8,895	0.0156
SUTTER	101,418	101,418	1,000	1,400	2,400	0.0237
TEHAMA	65,119	65,119	1,000	899	1,899	0.0292
TRINITY	13,389	13,389	1,000	185	1,185	0.0885
TULARE	487,733	487,733	1,000	6,732	7,732	0.0159
TUOLUMNE	53,976	53,976	1,000	745	1,745	0.0323
VENTURA	869,486	700,000	1,000	9,662	10,662	0.0123
YOLO	229,023	229,023	1,000	3,161	4,161	0.0182
YUBA	79,087	79,087	1,000	1,092	2,092	0.0264

As proposed, the formula described below is used to create the proposed FY 2020-21 dues as noted above.

Notwithstanding the foregoing, Member LAFCO annual membership dues shall be levied based upon a formula that includes the following components:

1. Dues are population based. The fiscal year 2020-2021 dues uses a 0.013802199 per capita rate and 2020 population estimates based on data from the California Department of Finance.
2. A base charge as set by the Board of Directors, which shall be the same for each LAFCO. The base charge for fiscal year 2020-2021 is \$1,000 per LAFCO.
3. A population threshold as set by the Board of Directors.
4. Population estimates per County updated annually based on data provided by the California Department of Finance.
5. The per capita rate shall be set by the Board of Directors.
6. No LAFCO will pay less than its current dues based on the baseline dues of fiscal year 2018-2019.

**BEFORE THE LAKE LOCAL AGENCY FORMATION,
LAKE COUNTY, STATE OF CALIFORNIA**

IN RE:

**RESOLUTION ADOPTING AN)
AMENDMENT TO ITS 2019-2020 FISCAL)
YEAR BUDGET OF THE LAKE LOCAL)
AGENCY FORMATION) RESOLUTION NO. 2019 - 0009
COMMISSION)**

WHEREAS, Lake LAFCO is required by Government Code Section 56381(a) to adopt annually, following a noticed public hearing, a proposed budget by May 1st and a final budget by June 15th; and,

WHEREAS, the Commission has prepared a proposed budget for public review which was adopted on March 20, 2019; and,

WHEREAS, the Executive Officer has prepared a final budget including a budgeted carryover, and contingency, which was adopted on May 15th, 2019; and

WHEREAS, an amendment to the adopted FY 2019-2020 budget is necessary to establish an appropriation and expenditure account for complex projects approved by the Commission. The funds need to be included in the FY 2019-2020 LAFCo budget to establish an appropriation and expenditure account for ongoing costs relating to complex projects; and

WHEREAS, as of this date, the Commission has designated the South Lakeport Annexation and the Valley Oaks Annexation to the Hidden Valley Lake CSD as complex projects; and

WHEREAS, the Commission has considered this budget amendment in light of the requirements of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000;

NOW THEREFORE, Lake Local Agency Formation Commission does hereby determine, resolve, and order the following:

1. That Lake LAFCO hereby adopts and amendment to its adopted final 2019-2020 budget to include an appropriation of \$22,500.00 to pay LAFCo related costs for complex projects.
2. Concurrently, Lake LAFCo hereby adopts an additional expenditure account in its 2019-2020 budget to be funded from complex project funds in the amount of \$22,500.00.
3. In addition, the Commission authorizes a transfer from 2018-2019 unbudgeted and unreserved carryover funds in the amount of \$7,500.00 into the complex project revenue account.
3. Direct the Executive Officer or his designee to transmit a copy of this resolution to the City

of Clearlake as well as sign any required related appropriation and expenditure documents.

PASSED AND ADOPTED by the Lake Local Agency Formation Commission at a regular meeting of said Commission held on September 18, 2019 by the following roll call vote:

AYES:

NOES:

ABSTAINS:

ABSENT:

Bruno Sabatier, Chair or Moke
Simon, Vice-Chair
LAKE LOCAL AGENCY
FORMATION COMMISSION

ATTEST: JOHN BENOIT
EXECUTIVE OFFICER
