

LAKE LOCAL AGENCY FORMATION COMMISSION  
Minutes  
January 18, 2023

**Members Participating**

Bruno Sabatier, Chair, County Member  
Stacey Mattina, Vice-Chair, City Member  
Moke Simon, County Member  
Stan Archacki, Special Districts  
Ed Robey, Public Member  
Dirk Slooten, City Member  
Jim Scholz, Special Districts

**Staff Participating**

John Benoit, Executive Officer  
\*P. Scott Browne, Legal Counsel  
Kathleen Moran, Clerk, via Zoom

Absent: Suzanne Lyons, Public Alternate, Kenny Parlett, City Alternate.

1. Chair called meeting to order at 9:30 a.m. in the City Council Chambers, City of Clearlake. This meeting was conducted in person with teleconference and Zoom options available.

**2. Approval of Minutes**

Motion by Commissioner Mattina seconded by Commissioner Robey to approve the Minutes of the September 21st and November 16, 2022 Regular Meetings. Motion carried. All yes.

3. **Public Comment** Chair opened period of Public Comment. None were heard.

**4. Consent Agenda**

Motion by Commissioner Robey, seconded by Commissioner Slooten to approve The Consent Agenda item as follows:

- a. Authorize payment of expenses for November and December 2022.

Motion carried: All in favor.

**5. Notice of Termination for the City of Lakeport South Lakeport Annexation File #2019-0006**

Motion by Commissioner Slooten, seconded by Commissioner Scholz to adopt Resolution No 2023-0001, A Resolution Terminating the LAFCo Proceedings for the City of Lakeport South Lakeport Annexation to the City of Lakeport (LAFCo Application No. 2019-0006 as amended, to reflect adoption date of January 18, 2023 (not January 12, 2023). Resolution passed and adopted by the following vote:

AYES: Commissioners Slooten, Archacki, Scholz, Robey, Simon, Mattina, and Sabatier.

NOES: None.

ABSENT: None.

**6. Discussion regarding AB 2449 Remote LAFCo meetings and Commissioner attendance.**

Mr. Benoit asked that this item be continued for the presence of Mr. Browne was en route.

\* 9:45 a.m. Mr. Browne is present.

**7. Workshop re: Agricultural Lands and LAFCo's role**

Mr. Benoit reviewed the information in his memo to the Commission dated January 18, 2023 on Consideration of Agricultural Conversion Impacts which outlines the Lake LAFCo policy as well as provisions of the California Government Code with regard to future projects. Extensive discussion was held on specific examples and actions within the cities and county and LAFCo's interactions, mission and purpose as it pertains to those agencies.

**8. Continued item #6 AB 2249** - Mr. Browne reviewed his memo to the Commission outlining the new Brown Act requirements for teleconference meetings effective January 1, 2023.

10:28 a.m. Chair calls a recess. Meeting resumes at 10:43 a.m.

**9. Workshop regarding 2023/24 Work Program**

Mr. Benoit stated that this item has been placed on the Agenda in anticipation of the consideration of the FY 2023-24 budget session which is scheduled for the next regular meeting. He reviewed the listing of Lake LAFCo MSR and Sphere adoption dates and which districts will need to be updated. Chairman Sabatier recommended updates on all Fire Districts. Commissioners concur that these districts should be made a priority. Discussion was also held on emergency and ambulance services and the potential for LAFCo support.

**10. Completion of Protest Proceedings: Legislation or Policy Amendment**

A discussion followed regarding the need for legislation or a policy amendment to define exactly when the Completion of Protest Proceedings concurs. No action was taken.

**11. Executive Officer's Report**

- a. Upper Lake area MTBE (Methyl tera-butyl ether) Drinking Water Contamination-meet with District Manager ti begin MSR-SOI.
- b. Lower Lake CWD MSR and Sphere – Since the Konocti County Water District designated a Sphere area north of Cache Creek the territory in the Lower Lake Sphere of Influence needs to be consistent by withdrawing this area from the Lower Lake Sphere of Influence.

- c. Meet with Lakeport City Manager (this meeting has been postponed to March 2023)
- d. Meet with Grand Jury. (staff met with a subcommittee of the Grand Jury)
- e. LAFCo Projects - Middletown Rancheria, Brambles and Dorn Annexation Projects
- f. 700 Forms due April 1, 2023 - file with County or electronically

**12. LAFCo Counsel's Report** Counsel discussed proposed legislation regarding granting LAFCo's the same indemnification provisions as other public agencies.

**13. Commissioner Reports** – Chair Sabatier expressed a desire to have a discussion regarding the Williamson Act at the next regular meeting

**14. Correspondence**

Calafco White Paper Planning for a Stable and Predictable Future. This paper addresses GC 56133 and LAFCo making the determination not a special district or a city.

**15.** Meeting adjourned at 11:15 am

Next Meeting: Wednesday, March 15, 2023 at 9:30 a.m. in Lakeport.

By: Kathleen Moran, Clerk