

LAKE LOCAL FORMATION COMMISSION

MINUTES

July 20, 2016

REGULAR MEETING

Present:

Stacey Mattina, Chair
Anthony Farrington, County Member
Ed Robey, Public Member
Allen Gott, Special District Member
Gerry Mills, Special District Member
Joyce Overton, City Member
Bruno Sabatier, City Alternate
Victoria Brandon, Special District Alternate
Jeff Smith, County Alternate
Suzanne Lyons, Public Alternate

Staff Present:

John Benoit, Executive Officer
P. Scott Browne, Legal Counsel

Absent: Jim Comstock, County Member.

1. Call to Order – Roll Call

Chair Mattina called the meeting to order at 9:30 a.m. in the City of Lakeport Council Chambers. EO introduced newly elected Special District Representatives as follows: Commissioner Allen Gott, from the Redbud Healthcare District, and Commissioner Victoria Brandon, Special District Alternate, from the Lake County Resource Conservation District.

2. Election of Chair and Vice-Chair for 2016-17

Commissioner Robey nominated Commissioner Mattina for Chair and Commissioner Mills for Vice-Chair. Chair Mattina asked if there were other nominations. None were heard.

Motion by Commissioner Robey, seconded by Commissioner Farrington to elect Commissioner Mattina to serve as Chair and Commissioner Mills to serve as Vice-Chair of Lake County LAFCo for 2016-17. Motion carried.

3. Approval of Minutes

Motion by Commissioner Farrington seconded by Commissioner Overton to approve the Minutes of the May 18, 2016 Regular Meeting, as corrected (typo on page 3, item 8 re: Staff Report from Calafco Annual Conference date, should read 2016, not 2015). Motion carried.

4. Public Comment – None.

5. Consent Agenda

Motion by Commissioner Robey, seconded by Commissioner Farrington to authorize payment of expenses for May and June 2016. Motion carried.

6. Workshop regarding Service Review and Sphere of Influence Update for the Lake County Vector Control District.

Present: Jamesina J. Scott, Ph.D., District Manager and Research Director, Lake County Vector Control District

EO presented Report, and credited Dr. Scott for her assistance in providing comprehensive information. He stated that the District provides critical services to Lake County and he found the District to be very competent in the performance of their duties.

EO advised the draft report concludes existing LCVCD boundaries and Sphere of Influence should remain as is, i.e. coterminous with County boundaries.

Commissioner Brandon referred to page 12 of the Draft Report which states that if the zoning amendment and general plan amendment are approved, the District can begin to develop specific plans for the Esplanade facility, noting that since it has been denied, the section should be revised.

Commissioner Brandon also asked Dr. Scott about the term "sentinel chicken flock". Dr. Scott explained that it is a flock put out in specific locations and monitored by the district for testing purposes.

EO spoke briefly to the City's denial of the amendment, noting that the City Council denied the amendment as it was not in compliance with the General Plan.

Dr. Scott was asked what impact this action will have on the District's plans for the Esplanade Facility.

Dr. Scott responded that the District was surprised by the action. She stated that the District was handling the process as an administrative procedure, working with City staff, etc. and their recommendation to the Council was to approve the Zoning and General Plan amendment. She noted that the amendment had already passed through the Lakeport Planning Commission, but when it came time for the Public Hearing the City Council took input from some citizens who had a different opinion so the Council denied the amendment.

As far as impact on services, Dr. Scott said the district has been carrying out duties at the Esplanade Office since 1948 and though the denial has caused a rework of prioritization, at present the District is finishing up work on a storage facility with workshop space at the Todd Road location. She explained that the District still continue working on a long-term plan for the Esplanade site, will continue to provide services, and will continue to utilize State support for testing services.

Commissioner Mills asked Dr. Scott about the future of the Esplanade Facility upgrade. Dr. Scott responded at present the facility is deemed legal non-conforming which would allow some improvements within the City Code, but right now most of the District's funds are tied up in the Todd Road improvement project, once that is complete the District can begin to accumulate funds to either make improvements to Esplanade or go with another alternative.

Commissioner Mills asked how important is it to have that facility on the lake vs. having it at Todd Road? Dr. Scott responded that about six years ago the District looked into the possibility of relocating the Agency to the Todd Road site. She explained that because the site has been excavated for ponds in the past the soil lacks adequate compaction to accommodate a sewer/septic that would meet the capacity of all the employees, further, part of the site is in a flood zone. Dr. Scott noted that since relocation is a long-term project the District wants to ensure the best use of funds wither making improvements to the existing facility or relocating.

Commissioner Gott spoke to the recently released Lake County Grand Jury Report, which contained a section on LCVSD, noting that most of the issues addressed in the report were determined either to be unfounded complaints or, adequate responses were provided by the District, but it did point out that the District needs to educate/ interact more with the community. Dr. Scott acknowledged this and provided recent examples positive community interaction.

Commissioner Farrington asked about the septic issue at the Todd Rd facility, specifically if they were able to bring in fill accommodate a septic system. Dr. Scott restated that due to previous excavations at the site, the Todd Rd. facility cannot accommodate anything larger than the small system they have for the workshop.

Commissioner Farrington stated that he spoke with a LCVCD board member who mentioned one option for the Esplanade Road Facility was making it a two-story structure. Dr. Scott responded that the idea was brought up as a possible solution to improving the facility, but it was not pursued as they didn't think a two story project would be consistent with the surrounding residential areas, would not be well received by neighbors and would obstruct lake views.

Chair Mattina stated that the City Council is happy to have the district there but wants to preserve the lakefront and views of the lakefront for everyone.

Commissioner Sabatier asked how Lake County is preparing to deal with the Zika Virus. Dr. Scott responded that the State has developed a model program for the Districts and that Lake County has plans in place. However, she cautioned that this type of mosquito is much harder to defend against.

Commissioner Robey suggested the Draft Report either be amended or annotated to reflect the City Council's action on the zoning amendment. EO to revise section on page 12 and back for final approval.

The Commission complimented both the EO and VC District Mgr. for their cooperative efforts in producing the report. Commissioner Lyons added that agency and district cooperation also reduces preparation costs significantly.

7. Authorize Commissioners and staff to attend the Calafco Annual Conference in Santa Barbara October 26-28 2016

EO stated that the Commission budgeted for two attendees. Discussion was held. Commissioners Sabatier and Gott to attend. Commissioner Overton noted that when she was an alternate the option to attend was not offered to alternates. Chair Mattina stated that authorization could be revised to send another attendee. Commissioner Overton declined but stated she may opt to attend and if so she will talk to EO. EO stated at least the registration fee

for a third attendee could be covered. EO asked for clarification that the authorization to attend included staff. Chair responded affirmatively.

8. Calafco Achievement Award Nominations

Commission discussed the Achievement Award criteria. Commissioner Smith recommended Commissioner Robey be nominated. Commission members concurred, except Commissioner Robey, who abstained. Chair directed EO to prepare nomination form for submission to Calafco.

9. Calafco 2016-17 Nominations for Calafco Board of Directors - None were heard.

10. LAFCo Bylaw amendment adding Section 5.11 to the Lake LAFCo Bylaws re: Legislative Process participation.

Motion by Commissioner Robey, seconded by Commissioner Overton to adopt Resolution 2016-0009 amending Lake LAFCo's Bylaws to include a Legislative Process Policy. Motion carried.

11. Executive Officer's Report

- SB-1318 (Wolk) Local government: drinking water infrastructure or services: wastewater infrastructure or services (discussed by Commission in March and May) EO reported that the proposal to include an amendment to CA Govt. Code §56653 failed.
- Paradise Cove Project annexation to Clearlake Cove Water District.
- Service Reviews for various districts.

Commissioner Robey commented on the complex issue of Service Reviews for districts impacted by the Valley Fire.

Commissioner Brandon offered to bring the information re: proposed amendment to GC§56653 to Assembly candidate Cecilia Aguilar-Curry for discussion. Counsel to provide information to Commissioner Brandon.

12. Commissioner Reports - None.

13. Correspondence

EO reported on correspondence from Caltrans re: anticipated highway work around Highway 29.

14. Meeting adjourned at 10:23 a.m.

Next regular meeting: Wednesday September 21, 2016 in Clearlake.

By: _____
Kathleen Moran, Clerk