

# **Lake Local Agency Formation Commission**

## **Regular Meeting Agenda**

**January 17, 2018 -- 9:30 am**

**City of Clearlake** – City Council Chambers

14050 Olympic Dr. Clearlake, California

Website: [www.lakelafco.org](http://www.lakelafco.org)

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

### **Commissioners**

Gerry Mills, Chair (Special Dist.)  
Allen Gott, Vice-Chair (Special District)  
Ed Robey, (Public Member)  
Joyce Overton (City)  
Moke Simon (County)  
Tina Scott (County Member)  
Stacey Mattina (City)

### **Commission Alternate Members**

Victoria Brandon (Spec. District Alternate)  
Suzanne Lyons (Public Alternate)  
Jeff Smith (County Alternate)  
Bruno Sabatier (City Alternate)

### **Staff**

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

- 1. Call to Order – Roll Call**
- 2. Approval of Minutes – November 15, 2017 minutes.**

Approve November 15, 2017 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**

*Review and authorize payment of expenses for November and December 2017*

## **WORKSHOP:**

5. **Cobb Area Multi-Water Systems Reorganization and Service Review and Sphere of Influence update.**
  - a. *Presentation by Amy Fowler, California State University Sacramento, Technical Advisory Team; Michelle Frederick, California State Water Board; John O'Farrell, CSUS Technical Advisory Team; Ben Murphy, Cobb Area County Water District General Manager; Jan Coppinger, Lake Co. Special Districts and John Benoit, Executive Officer.*
  - b. *Schedule Public Hearing regarding the Service Review, Sphere of Influence and Reorganization*

## **OTHER BUSINESS**

6. **Request for Extension of LAFCo File 2015-0005, Paradise Valley – CSA #16 and the Clearlake Oaks County Water District Consolidation.**

*Review letter requesting extension and consider request for a 12 months extension for the annexation of Paradise Valley CSA #16 territory to the Clearlake Oaks County Water District and Dissolution of the Paradise Valley CSA #16.*
7. **Review Staff Memo regarding SB 448 Special Districts Consolidations.**

*Review memo with staff*
8. **Review Staff Memo regarding the procedure for seating of City Members on the LAFCo Commission.**

*Review memo with staff*
9. **Authorize staff to attend the Calafco Annual Staff Workshop in Marin County April 11-13, 2018.**

*Authorize staff attendance at the Annual Calafco Staff Workshop.*
10. **Hold discussion regarding role of LAFCo with respect to rising water rates and review LAFCo's authority to regulate and (or) review water districts, Mutual Water Companies and Public Utilities and provide further direction to staff.**

*Hold discussion regarding LAFCo's role and authority*
11. **Executive Officer's report.**

*700 Forms Due April 2<sup>nd</sup>, 2018*
12. **LAFCo Counsel's report**

### 13. 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.*

### 14. Correspondence

### 15. Adjourn to LAFCO's next regular meeting: Wednesday March 21, 2018 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 [johnbenoit@surewest.net](mailto:johnbenoit@surewest.net) or by fax at (916) 797-7631. Agenda items are located on the Lake LAFCO Webpage at [www.lakelafco.org](http://www.lakelafco.org)

LAKE LOCAL FORMATION COMMISSION  
MINUTES  
November 15, 2017 Regular Meeting

Members Present

Gerry Mills, Chair, Special Districts  
Allen Gott, Vice-Chair, Special Districts  
Ed Robey, Public Member  
Joyce Overton, City Member  
Moke Simon, County Member  
Tina Scott, County Member  
Stacey Mattina, City Member  
Victoria Brandon, Special District Alternate  
Suzanne Lyons, Public Alternate  
Bruno Sabatier, City Alternate

Staff Present

P. Scott Browne, Legal Counsel  
Kathleen Moran, Clerk-Analyst

Absent: Jeff Smith, County Alternate, John Benoit, Executive Officer

**1. Call to Order**

Chairman Mills called meeting to order at 9:30 a.m. at the City of Lakeport Council Chambers and noted this was the last meeting of 2017.

**2. Approval of Minutes.**

Motion by Commissioner Simon, seconded by Commissioner Robey to approve the Minutes of the September 20, 2017 Regular Meeting. Motion carried.

**3. Public Comment**

Chair called for period of public comment. None were heard.

**4. Consent Agenda**

Motion by Commissioner Robey seconded by Commissioner Simon to authorize payment of expenses for September and October 2017. Motion carried.

**5. Public Hearing regarding Service Review and Sphere of Influence amendment for CSA #6 Finley Water and an Annexation to CSA #6 to include a 10.08-acre parcel on property located at 2855 Reeves Lane in Finley, APN 008-006-25.**

Present: Robert and Miriam Ahmad, property owners.

The Clerk summarized the Executive Officer's Staff Report as follows:

- The purpose of this annexation into CSA #6-Finley Water is to provide a safe and reliable water supply to property located at 2855 Reeves Lane in Finley. To proceed with the annexation, CSA #6- Finley's Sphere of Influence must be amended to include the property. The first item for consideration is Resolution 2017-0009 approving a Sphere of Influence Amendment.

- The second item for consideration is Resolution 2017-0010 approving the Annexation request so that public water can be piped to the home located on the property. The annexation will ensure adequate domestic water for the existing residence and most importantly ensure fire protection for the site from a public water system.
- The property consists of 10.08 acres with a house, garage and barn and nut trees, fruit trees and vines. There is no active agricultural operation on the property.
- The current water source is a well with poor quality water. Good quality, public water, provided by CSA #6 is available at the street. Most parcels on Reeves Lane are already a part of CSA #6.
- The applicant, Nancy Hodges has since sold the property to Robert and Miriam Ahmad and they support the annexation.
- Special Districts Administrator, Ms. Coppinger, has provided a letter dated October 19, 2016 confirming the District has adequate capacity to supply the water.
- Chief Hutchison, Lakeport Fire Protection District, provided a letter dated June 7, 2016 stating that the District has reviewed the proposed annexation and would agree to the annexation only if there is no property tax exchange either in the base tax or the future increment.
- The Board of Supervisors adopted a Resolution on June 27, 2017 affirming that upon finalization of this project there would be no change in the base property tax revenue currently allocated to the Co General Fund and all local taxing entities shall not be changed as a result of this annexation. Further, that the future property tax increment allocated to the County General Fund and all local taxing entities shall not be changed as a result of the annexation.
- The parcel is contiguous with the district boundary and according to the County General Plan the parcel cannot be further subdivided.
- Staff Report recommendation is to adopt both Resolutions, subject to the terms and conditions shown in the proposed Resolutions.

The Chair asked for comments from the Commission. Commissioner Robey commented on the thoroughness of the Executive Officer's Report. Mr. Browne asked that both Resolutions be amended to include language required under §15319 of the CEQA Guidelines.

The Chair asked the applicants if they were aware that it is their responsibility to get the water from Reeves Lane to their parcel through other parcels and that the meter will be located on Reeves Lane. The applicants responded in the affirmative.

Commissioner Sabatier noted that the action would assist with fire suppression.

9:44 a.m. Chairman Mills opened the hearing for public comments and input. None were heard and the hearing was closed.

Motion by Commissioner Simon seconded by Commissioner Scott to approve Resolution

2017-0009 A Resolution of the Lake Local Agency Formation Commission Making Determinations and Approving a Sphere of Influence Amendment for CSA #6-Finley. Resolution to be amended to add language required under §15319 of the CEQA Guidelines. Resolution passed and adopted by the following vote:

AYES: Commissioners Overton, Gott, Robey, Mattina, Simon, Scott and Mills.

NOES: None.

ABSENT: None.

Motion by Commissioner Gott, seconded by Commissioner Overton to approve Resolution 2017-0010 A Resolution of the Lake Local Agency Formation Commission Making Determinations and Approving the Annexation of 10.08 acres into CSA #6-Finley. Resolution to be amended to add language required under §15319 of the CEQA Guidelines. Resolution passed and adopted by the following vote:

AYES: Commissioners Overton, Gott, Robey, Mattina, Simon, Scott and Mills.

NOES: None.

ABSENT: None.

## **6. Report and Discussion on the Calafco Annual Conference.**

Chairman Mills reported on the Calafco conference in San Diego and the breakout sessions he attended. Topics included "Avoiding an Ethical Crisis: Why it's Sometimes Difficult to do the Right Thing", "How They See LAFCo's: A Statewide Poll on Accountability, Consolidation, Local Control, Transparency and Communicating with the Public", and a session covering various methods of educating the public about LAFCo including the use of a social media platform. The Executive Officer provided a conference session summary in the Meeting Information Packet.

## **7. Executive Officer's Report**

- A workshop on Cobb Area Sphere of Influence will be on the January 17<sup>th</sup> Agenda. This involves the annexation of 9 water systems into the Cobb Area Water District, including three County Service Areas and the Adams Springs Water District. The Regional annexation could occur at the March 18<sup>th</sup> LAFCo meeting.
- Hidden Valley Lake is planning an annexation of district owned facilities.
- EO is working with Ken Porter on the Valley Oaks annexation to Hidden Valley Lake CSD.
- 2018 Meeting Schedule was distributed.

## **8. Counsel's Report.**

Mr. Browne presented a Legislative Update from the Calafco Conference. The following bills relating to LAFCo have been signed by the Governor.

- AB 464 (Gallagher) Makes changes to LAFCo statutes which govern changes of organization and reorganization, including annexation proceedings. Chapter 43, Statutes of 2017. This is the legislation the Commission has been discussing and following for several months which came about as a result of a court case *City of Patterson v. Turlock Irrigation District*.
- AB 479 (Lackey) Makes changes to the statutes which govern the independent special district selection committee and representation of special districts on LAFCo. Chapter 203, Statutes of 2017.
- AB 1361 (E. Garcia) Authorizes a municipal water district, until 1/1/23. To apply to a LAFCo to extend water service to Indian lands and prohibits the LAFCo from denying the application. Chapter 449, Statutes of 2017.
- AB 1725 (Assembly Local Government Committee) Omnibus bill that makes several minor and noncontroversial changes to the Cortese-Knox-Hertzberg Act. Chapter 353, Statutes of 2017.
- SB 130 (Senate Budget and Fiscal Review Committee) Provides a city that incorporated between 1/1/04 to 1/1/12 with property tax in lieu of vehicle license fees (VLF adjustment amount). Chapter 9, Statutes of 2017.
- SB 448 (Wieckowski) requires the State Controller to publish a list of inactive special districts and establishes a process for LAFCo's to dissolve inactive special districts. Chapter 334, Statutes of 2017.

Issues on deck for the next legislative session include Healthcare Districts and Water and contracting issues.

## 9. Commissioner Reports

Commissioner Sabatier expressed concern about the potential rising cost of water service in the City of Clearlake. A portion of the services are provided by the private company servicing Lucerne, Cal Cities. Residents there are paying above average rates for services and have expressed concerns with the rising costs. He asked if the Commission has a role to oversee those services, or what could be done to protect residents.

Commissioner Robey stated that the City of Clearlake is served by three different water districts. One is the Konocti County Water District, which has an elected board. The second is the Highlands Water Company, which is a mutual water company and everyone within that area owns a share of stock. The third is Cal Cities, owned by Golden State out of southern California. The company buys up small water companies and, generally, user costs escalate. Brief discussion was held on possible options, such as consolidation or a city-administered enterprise fund, and conducting an MSR to review current services. Commissioners concur the issue should be placed on a future agenda.

Chairman Mills directed the matter be placed on the January agenda for discussion.

Commissioner Gott provided a follow up to his previous report of hacking to the Healthcare District website.

Commissioner Brandon asked if an Agenda could be sent separately from the meeting materials so both items could be opened in windows to make it easier to work with. The Clerk will do this for the next meeting.

**10. Correspondence.**

The Clerk read a letter from the Calafco Executive Director, Pamela Miller dated 1/8/17 expressing appreciation to the Commission for Lake LAFCo's participation in the statewide conference.

10:30 a.m. Meeting adjourned.

Next regular meeting: Wednesday January 17, 2018 in Clearlake.

By: \_\_\_\_\_  
Kathleen Moran, Clerk



# Lake Local Agency Formation Commission

#4

## CLAIMS

November and December 2017

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
10.16.17-11.15.17	Browne Legal	\$ 1,837.00
Dec 1, 2017	Staff Services September 2017	\$ 5,197.67
Dec 1, 2017	Cobb/HVL MSR and SOI	\$ 1,987.45
11.16. 2017-12.15.17	Browne Legal	\$ 616.45
Nov 15, 2017	Meeting Stipend	\$ 600.00
Jan 1, 2018	Staff Svcs October 2017	\$ 4,597.67
Jan 1, 2018	Cobb MSR and SOI	\$ 3,414.17
Nov 30, 2017	Record Bee/CLO Hodges Annx	\$ 197.45
TOTAL:		\$ 19,208.12

DATED: Jan 17, 2017

APPROVED: Jan 17, 2017

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Gerry Mills, Chair or Allen Gott, Vice-Chair  
Lake Local Agency Formation Commission

Attest:

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John Benoit  
Executive Officer

Amount Budgeted	Comin Stipend	Supplies	Memberships	Books	Period	Attorney Services	LAFCO Clerk	Office Supplies	Staff Svcs	Log & Notices	Trans Travel	Conf Regis	Gen Reserve	Contingency	Insurance	GIS Mapping	Webpage	Auditor	SOI	WSP	Remaind
2017-2018 Adopted Budget	880.01-12	880.20-00	880.22-70	880.22-72	880.23-98	880.23-79	880.23-79	880.23-79	880.23-79	880.23-79	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80	880.23-80
JB June 1-30, 2017	3,260.00	\$ 250.00	\$ 899.00	\$200.00	\$ 899.00	\$ 18,633.00	\$ 4,000.00	\$ 7,000.00	\$ 48,488.00	\$ 1,000.00	\$ 5,500.00	\$ 2,500.00	\$ 40,000.00	\$ 10,000.00	\$ 880.00	\$ 880.00	\$ 6,000.00	\$ 150.00	\$2,500.00	\$80.23-79	\$80.23-80
Browne ending 6/15/17						\$ (625.00)	\$ (300.00)	\$ (550.00)	\$ (4,040.67)												
17-18 Calafco Dues						\$ (625.00)															
Browne ending 7/15/17						\$ (625.00)															
JB July 1-31, 2017																					
Calafco Conf Reg Overton, Moran and Mills																					
JB Calafco Airfare reimb moran and JB																					
Comm Payroll July 19, 2017																					
JB staff Svcs August 1-31-2017																					
Browne ending 8/15/17																					
Appeal Dues August 1-31-2017																					
JB Claim September 1-30, 2017																					
Browne Ending 9/15/17																					
JB Claim October 1-31, 2017																					
Comm Payroll Sept 20, 2017																					
Comm Payroll November 15, 2016																					
JB Claim November 2017																					
Browne Ending 11/15/17																					
Calafco Reimb Mills Oct 2017																					
JB Claim December 2017																					
Browne Ending 12/15/17																					
Record Bear/CLO Hodges Annexation																					
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**COUNTY OF LAKE**  
SPECIAL DISTRICTS ADMINISTRATION  
230 Main Street  
Lakeport, California 95453  
Telephone (707) 263-0119  
Fax (707) 263-3836

Jan Coppinger  
Administrator

December 28, 2017

John Benoit, Executive Officer  
LAFCO  
P.O. Box 2694  
Granite Bay, CA. 95746  
johnbenoit@surewest.net

Subject: Paradise Valley Annex to the CLOCWD  
Resolution #2016-0003

Dear John,

On behalf of CSA #16, Paradise Valley Water System and the Clearlake Oaks County Water District, we would like to request an extension of resolution #2016-0003.


The construction project to consolidate the two water districts is moving forward but has experienced some delays. A change in the project that would better serve both water systems was mutually agreed to by CSA 16 and CLOCWD. This change involved the placement of a new tank and required easements and right of ways be established. Those preliminary items have been secured and approved and the project is moving forward again.

However, local fires have impacted contractor availability and cost, and beneficial project refinements have occurred.

We request a twelve month extension to ensure that the project is complete without any additional requests.

If this request requires additional information, please let me know.

Thank you,

  
Jan Coppinger, Administrator  
Lake County Special Districts  
County Service Area #16

  
Alan Gardner, General Manager  
Clearlake Oaks County Water District

**MEMORANDUM**

January 17, 2018

**TO:** Lake LAFCo Commissioners

**FROM:** John Benoit, Executive Officer

**RE:** SB 448 "Inactive" Special Districts

SB-448 has recently been approved and will take effect on January 1, 2018. This bill contains requirements for the State Controller's Office (SCO) the County Auditor and LAFCo's and adds new requirements for LAFCo's. A brief summary of LAFCo's new requirements is as follows:

Special Districts are now required to file their annual audits with the Local Agency Formation Commission in addition to the SCO and the County Auditor (Annual audits are required to be filed within 12 months of the end of the previous fiscal year in most cases).

The legislation requires the SCO to compile a comprehensive list of special districts by July 1, 2019 and a list of special districts that are considered "inactive" by November 1, 2018.

The SCO will notify LAFCo of any district that they consider "inactive" and require LAFCo to initiate proceedings for the dissolution of any special district that is an "inactive" district and LAFCo is to dissolve the district.

The **definition** of an "inactive" district is added as GOV Code 56042:

- (a) The special district is as defined in Gov Code 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.

The basic process is as follows:

LAFCo dissolution of an "inactive" district, meeting the requirements as defined, is required if the SCO notifies LAFCo. LAFCo has 90 days to initiate proceedings to dissolve an "inactive" district and another 90 days after a public hearing to dissolve the "inactive" district.

If a district does not meet the criteria to be considered "inactive", LAFCo shall notify the SCO's office.

If a district meets the requirements to be considered "inactive", LAFCo's noticing requirements apply but LAFCo's protest proceedings do not.

If a district subject to LAFCo fails to send a copy of its most recent audit to the SCO, then the SCO will notify LAFCo. Not all districts considered "inactive" by the SCO are "inactive" as defined above.

**Conclusions:**

Districts will have to file Audits with LAFCo as well as the County Auditor and SCO (In previous years Mutual Water Companies and JPA's have been required to send maps and agreements respectively to LAFCo, of which LAFCo has received no maps from Mutual water companies and no JPA agreements.

Most district's the SCO believes are "inactive" (because a district has failed to send their audit) are **NOT** "inactive" in LAFCo's definition (GC Section 56036) and the only action LAFCo can be is to notify the SCO of its determination that the district is indeed active.

Many independent districts are not subject to LAFCo's jurisdiction. While a district is defined in Gov Code Sections 56036, what about Gov Code Section 56036.5 and 56036.6 the defines other district, some of which may or may not be subject to LAFCo's jurisdiction.

LAFCo and Special Districts should be on the alert for any changes regarding the definition of "inactive" in future legislative years.



California Special  
Districts Association  
*Districts Stronger Together*

# e-News



## Districts No Longer in Danger of Dissolution without Due Process

Senate Bill 448 (Wieckowski), which provides a streamlined process for the dissolution of inactive special districts, passed out of the Assembly Local Government Committee last week with CSDA-requested amendments. The bill originally would have required Local Agency Formation Commissions (LAFCOs) to dissolve districts classified as "inactive" by the Controller's Office, without any review or verification. Additionally, the bill would have labeled certain districts as "idle", mandated redundant reporting requirements, and prohibited districts from testifying in a public hearing on their own dissolution. These concerns have all been addressed and CSDA now supports the legislation.

CSDA members were concerned that the lack of due process would have led to the expensive mistake of dissolving districts inadvertently classified as inactive. CSDA worked with the author and committee to secure amendments to improve due process and allow districts to clarify their status. The bill now provides LAFCOs with a streamlined process to dissolve clearly inactive districts, without being subject to protest provisions. LAFCOs will be required to verify that the district is in fact inactive before approving dissolution. This will save costs for the LAFCOs and take districts that no longer exist off the books. CSDA staff gave a brief testimony in support of the revised bill and thanked the bill's author, Senator Bob Wieckowski, and the Assembly Local Government Committee for their efforts.

If you have any questions on SB 448, please contact Rylan Gervase at [rylang@csda.net](mailto:rylang@csda.net).

[California Special Districts Association](#) | 1112 I Street | Suite 200 | Sacramento, CA 95814 | 877.924.CSDA (2732)



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#18

LAKE LAFCO

MEMORANDUM  
January 17, 2018

TO: Lake LAFCo Commissioners  
FROM: John Benoit, Executive Officer  
RE: Appointment of City Members on the Commission

The LAFCo Act prescribes how members of the Commission are to be appointed to the LAFCo Commission. It has come to my attention that a review of this process is needed. A City Select Committee may need to be convened to duly appoint members to LAFCo. In the past, the City Select Committee appointed city members to LAFCo (one from each city) and an alternate to be rotated between the two cities every other year. Currently, the City Member Alternate is from Clearlake City Council has served his two year term. Therefore, it is time to have the alternate be from the Lakeport City Council, should the City Select Committee members desire.

County, Public and Special District Members are appointed differently than City Members. The County Board of Supervisors appoints its members, Special District Members are elected by the Special Districts and Public Members are appointed by the members of the Commission representing the County, Cities and the Districts.

However, City Members to LAFCo are appointed by the City Select (aka Mayor's Select) Committee consisting of the Mayors of all the Cities in the County. In Lake County the Mayors of Lakeport and the City of Clearlake comprise the Lake County City Select Committee. In Counties such as Lake having two cities, it has been previously resolved that the Alternate City member is rotated every two years. Below are the Government Code Sections regarding the City Selection Process. Normally the City Select Committee is convened either the beginning of a new year or shortly following a City election.

**Gov Code. 56325.** There is hereby continued in existence in each county local agency formation commission. Except as otherwise provided in this chapter, the commission shall consist of members appointed as follows:

.....

(b) **Two appointed by the cities in the county**, each of whom shall be a mayor or council member, appointed by the **city selection committee\***. The city selection committee shall also appoint one alternate member who shall also be a mayor or council member and shall be appointed and serve pursuant to Section 56335. The city selection committee is encouraged to appoint members to fairly represent the diversity of the cities in the county, with respect to population and geography.

**Gov Code 56335.** In each county containing two or more cities, regular and alternate



city members to the commission shall be appointed by the city selection committee organized in the county pursuant to and in the manner provided in Article 11 (commencing with Section 50270) of Chapter 1 of Part 1 of Division 1. Regular members of the commission shall be appointed by the city selection committee pursuant to Sections 56325, 56326, and 56327.

The city selection committee shall appoint one alternate member to the commission in the same manner as it appoints a regular member. If one of the regular city members is absent from a commission meeting, or disqualifies himself or herself from participating in a meeting, the alternate member may serve and vote in place of that regular city member for that meeting.

**Gov Code 50270\*** In any county in which two or more cities are incorporated there is hereby created a city selection committee the purpose of which shall be to appoint city representatives to boards, commissions, and agencies as required by law. The membership of each such city selection committee shall consist of the mayor of each city within the county.