

Lake Local Agency Formation Commission

Regular Meeting Agenda

Wednesday May 19, 2021 -- 9:30 am

This will be a Physical Meeting at the City Council Chambers in Clearlake

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”

The complete agenda, including backup materials and materials related to items on this Agenda submitted to the Commission after distribution of the Agenda Packet, is available for public inspection on the Lake LAFCo website. Agenda materials are also available on the Lake

LAFCo website at www.lakelafco.org

This is a physical meeting but if you wish to attend via zoom, a Zoom Link is provided below:

Instructions for joining meeting via Zoom are as follows:

Topic: Lake LAFCo

Time: May 19, 2021 09:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/83021215835?pwd=Z0M0SmQvWUhvbkRKTnFST0srNStmZz09>

Meeting ID: 830 2121 5835

Passcode: 018890

Dial by your location

+1 669 900 6833 US (San Jose)

Meeting ID: 830 2121 5835

Passcode: 018890

Find your local number: <https://us02web.zoom.us/u/kd7ic3k3IV>

If you have any problems dialing in call LAFCo at (707) 592-7528

This meeting is also being agendized to allow staff and the public to participate via teleconference, pursuant to the Governor’s Executive Orders N-25-20 & N-29-20 and dated March 12, 2020 & March 17, 2020. These Executive Orders authorizes local legislative bodies to hold a public meeting via teleconference or other electronic means and to make public meetings accessible to telephonically to all members of the public and staff in effort to observe Social Distancing Recommendations in effect for the entire country.

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

Commissioners

Commission Alternate Members

Dirk Slooten, (City)
Stan Archacki, (Special Dist.)
Jim Scholz (Special District)
Ed Robey, (Public Member)
Moke Simon, Vice Chair (County)
Bruno Sabatier Chair (County)
Stacey Mattina (City)

Victoria Brandon (Spec. District Alternate)
Suzanne Lyons (Public Alternate)
Tina Scott (County Alternate)
Russ Perdock (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 – March 17, 2021
Action: Approve March 17, 2021 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 March and April 2021.

5. Discussion regarding Domestic Water Providers in Clearlake

a. This item will be a discussion of issues related to the provision of domestic water services within the City of Clearlake and provide further direction regarding the Sphere of Influence for water within the City.

PUBLIC HEARING:

6. Final LAFCo Budget for FY 2021-2022

- a. *Conduct Public Hearing and consider the final LAFCo budget for FY 2021-2022 by adopting LAFCo Resolution 2021-0007.*

Other Matters:

7. Contract Amendments with John Benoit for Staff Services and Scott Browne for Legal Services

- a. **Amend and consider sixth amendment to the January 2003 contract for Executive Officer Services regarding applicant initiated contracts regarding reimbursement of costs thereby amending Sections 2.1.2 and 2.2.2.**
- b. **Amend and consider fifth amendment to the July 2014 contract between P. Scott Browne for legal services thereby amending compensation amounts in Section II Paragraphs A and B.**

8. Executive Officer' s report.

- a. *Cemetery District MSR and SOI for July 21st 2021 meeting*
- b. *South Lakeport Annexion update*
- c. *Upper Lake area MTBE (Methyl tert-butyl ether) Drinking Water Contamination*
- d. *Updated Fee Deposit Schedule*

9. LAFCo Counsel's report

- a. *San Luis Obispo LAFCo v City of Pismo Beach*

10. 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.

11. Correspondence:

12. Adjourn to LAFCO's next regular meeting: Wednesday July 21, 2021 9:30 AM in Lakeport (or zoom?)

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 area 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