

**CALAVERAS LAFCO**

**Calaveras Local Agency Formation Commission**

**Agenda**

**NOTE THIS MEETING WILL A PHYSICAL MEETING**

**AT**

**THE CALAVERAS COUNTY BOARD OF SUPERVISOR'S ROOM  
891 MOUNTAIN RANCH ROAD  
SAN ANDREAS, CA**

**Regular Meeting Agenda**

**Monday – July 18, 2022 – 6:00 p.m.**

**In person meeting:** Required for all Commissioners. The Calaveras LAFCO meeting will be open to in-person attendance. To remain in compliance with the state's public health guidance and CalOSHA COVID-19 Emergency Temporary Regulations [8 CCR §3205], masks will be encouraged to be worn by individuals who are not fully vaccinated while inside the Government Center and while in the Board Chambers.

**Zoom meeting:** The Commission proceedings are available via Zoom and you may participate. Members of the public are encouraged to observe and participate in the teleconference.

Oral public comments will be subject to a three-minute time limitation indicated below.

*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 Calaveras LAFCo website. Agenda materials are also available on the Calaveras LAFCO website at [www.calaveraslafco.org](http://www.calaveraslafco.org)*

If you wish to participate via Zoom you may do so.

**Topic: Calaveras LAFCO**

**Time: Jul 18, 2022 06:00 PM Pacific Time (US and Canada)**

**Join Zoom Meeting**

**<https://us02web.zoom.us/j/89295306259?pwd=TIq3TUZiZTc4anVOK3NzT1dCLzRsdz09>**

**Meeting ID: 892 9530 6259**

**Passcode: 423177**

**One tap mobile**

**+16699006833,,89295306259#,,, \*423177# US (San Jose)**

**Meeting ID: 892 9530 6259**

**Passcode: 423177**

**Find your local number: <https://us02web.zoom.us/j/89295306259>**

LAFCO Office Located at: P.O. Box 2694 Granite Bay, CA 95746

Telephone: 707 592-7528

Email [j.benoit4@icloud.com](mailto:j.benoit4@icloud.com)

**6:00 PM Regular LAFCo Meeting Items:**

**1. Call to Order/Pledge of Allegiance/Roll Call**

Commissioners

Alternate Commissioners

Anita Paque, Public Member, Chair  
Kirk Smith, Special District Member, Vice Chair  
Isabel Moncada, City Member  
Jennifer Herndon, City Member  
Gary Tofanelli, County Member  
Merita Callaway, County Member  
Tony Tyrrell, Special District Member

Ralph Copeland, Public Member Alt.  
Alvin Broglio, City Member Alt.  
Vacant, Special Dist. Member Alt.  
Amanda Folendorf, County Member Alt

**Staff:**

John Benoit, Executive Officer  
Nancy Mees, LAFCO Clerk  
Michael Colantuono, LAFCO Counsel

**2. Public Comment**

This is the time set aside for citizens to address the Commission on any item of interest to the public that is within the subject matter jurisdiction of the Commission. For items that were on the agenda, public comment was heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the Commission after the public hearing is opened for public testimony. The Chair reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the Commission cannot make decisions on matters not on the agenda.

**3. Consider minutes of May 16, 2022**

a. Approve May 16, 2022 LAFCo Minutes

**4. Consent Agenda:**

- a. Review and Authorize Claims for May and June 2022
- b. Resolution 2022-0008 authorizing teleconferencing for the May 16, 2022 meeting.

**5. Correspondence:**

**Public Hearing:**

**6. Public Hearing regarding the Service Review (MSR) for Road Community Services Districts in Calaveras County including the Appaloosa Road (ARCSD),**

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Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSO), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD) –

- a. *Receive Executive Officer's report*
- b. *Conduct Hearing and consider Resolution 2022-0007 adopting a Service Review of Road Services for Road Community /services Districts.*

**7. Consider Resolution 2022-0009 approving an increase in Commissioner meeting stipends from \$50.00 to \$100.00 per meeting as provided for in LAFCo's Bylaws and the 2022-2023 LAFCo Budget.**

- a. *Consider Resolution 2022-0009 approving an increase in Commissioner meeting stipends*

**8. Calafco Conference Matters**

- a. *Consider nomination of a City Member or a Public Member for the Calafco Board of Directors*
- b. *Consider attendance at the Calafco Annual conference in Santa Ana – Oct 19-21<sup>st</sup>*
- c. *Designate voting delegate and alternate to represent and vote on behalf of LAFCo at the Calafco Annual Conference*
- d. *Authorize the expenditure of funds to attend the Calafco Annual Conference.*
- e. *Calafco Achievement Awards Nominations.*

**9. Executive Officer' s report**

- a) *Special District Alternate Recruitment –*
- b) *Bylaws update*
- c) *UPUD MSR*

**10. Commissioners 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. NEXT LAFCO MEETING will be: September 19, 2022 - 6:00 PM in San Andreas**

*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:

- Items not appearing on the agenda must be of interest to the public and within the Commission's subject 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).

#### 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 a specified time. 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 will be available on the Calaveras LAFCO website as noted below to the extent practicable and subject to staff's ability to post the documents prior to the meeting.

#### Accessibility

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 Calaveras 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 at (209) 754-6511

LAFCO Webpage: [www.calaveraslafco.org](http://www.calaveraslafco.org)

Email LAFCO at: [j.benoit4@icloud.com](mailto:j.benoit4@icloud.com)

**Calaveras Local Agency Formation Commission  
Meeting Minutes – Monday, May 16, 2022**

1. **Call to Order/Roll Call** – Order was called by Chair Callaway at 6:06 p.m. on Monday, May 16, 2022.

**Commissioners Present**

Merita Callaway, County Member, Chair  
Amanda Folendorf, County Member Alt.  
Jennifer Herndon, City Member  
Isabel Moncada, City Member (arrived late)  
Kirk Smith, Special Dist. Member  
Anita Paque, Public Member, Vice-Chair  
Ralph Copeland, Public Member Alt.

**Commissioners Absent**

Tony Tyrrell, Special Dist. Member  
Gary Tofanelli, County Member  
Alvin Broglio, City Member Alt.

**Staff Present**

John Benoit, Executive Officer  
Nancy Mees, LAFCO Clerk

**Others Present**

Jim Lamb, Mountain Ranch CSD

2. **Election of Chair and Vice-Chair**

a. *Election of Chair – Must be a Public Member*

Chair Callaway commented that these positions are always chosen at the last meeting of a fiscal year, which is this meeting.

As Commissioner Paque is the only Public Member, Chair Callaway confirmed that she is the new Chair.

b. *Election of Vice-Chair – Must be a Special District Member*

**MOTION** by Chair Callaway as a white paper nomination for Commissioner Smith to become Vice-Chair. Motion passed 5 yes, 0 no, 2 absent.

Commissioner Paque took over as Chair of the meeting.

3. **Public Comment:**

There was no public comment.

4. **Consider Minutes of March 21, 2022, LAFCo meeting:**

**MOTION** by Commissioner Smith to approve the minutes of the March 21, 2022, LAFCo meeting as presented, second by Commissioner Callaway. Motion passed 5 yes, 0 no, 2 absent.

**5. Consent Agenda:**

- a. *Review and authorize claims for March and April 2022.*
- b. *Resolution 2022-0006 authorizing teleconference for the May 16, 2022, meeting.*

**MOTION** by Commissioner Smith to approve the Consent Agenda and Claims for March and April 2022 as presented, and Resolution 2022-0006 authorizing teleconference for the May 16, 2022, meeting, second by Commissioner Herndon. Motion passed 5 yes, 0 no, 2 absent.

**6. Correspondence:**

There was no correspondence.

**Public Hearings:**

**7. Public Hearing Regarding the Service Review (MSR) for Road Community Services Districts in Calaveras County including Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD):**

- a. *Receive Executive Officer's report.*

Executive Officer Benoit explained that the Commission had decided to form a committee comprising Commissioners Tofanelli, Paque and Copeland to meet with the districts to provide them training on required filings, budget matters, websites, the Brown Act, etc. At this LAFCo meeting, the Commission can approve the MSR with findings on which this committee will work with the districts to help them resolve their issues. LAFCo will also be helping the districts form a Special Districts Association so they can assist one another, much as the Fire Districts Association does for the fire districts. The next step in the process will be to define Spheres of Influence for each district, most of which were formed from subdivisions. The MSR can be update as needed at that time.

- b. *Conduct Hearing and consider Resolution 2022-0005 adopting a Service Review of Road Services for Road Community/Services Districts.*

Commissioner Callaway asked what the advantages would be in turning the CSDs into CSAs. Executive Officer Benoit responded that it would mean less work for the districts, but would cost the county money, and voters do not like approving tax increases. In addition, some districts want to remain districts because it means local control of their roads.

Commissioner Herndon asked if there is an item coming up on the Board of Supervisors' agenda regarding CSAs. Commissioner Folendorf replied that there is. Commissioner Herndon then stated that she believed a lot of the public does not understand the various types of governance that exist for handling roads, e.g., CSDs, CSAs, road maintenance agreements, etc.

Commissioner Folendorf commented that she believed one of the topics the Board will be discussing is CSAs versus CSDs. Commissioner Callaway added that people do get confused as to which taxes pay for what things, so public education is needed.

Commissioner Smith commented that, in his experience in planning, 90 percent of the groups who come to the county requesting to become CSAs are denied because it does not make economic sense for small areas. He added that some non-functioning districts should be dissolved and become private, although that creates fee payment enforcement issues. Chair Paque added that one of the things the LAFCo committee will do when they meet with the districts is to explain the various governance options to them, and that the functionality of these districts can be re-examined in a year.

Jim Lamb, Treasurer of Mountain Ranch Subdivision CSD, spoke from the audience, stating that their district is trying to catch up. One of the problems they have, however, is that one of their roads has become more of a public thoroughfare than a private subdivision road, and that a new planned subdivision on this road will make it even busier. He wanted to know to whom they could talk with at the county concerning this issue. He added that another problem in their district was damage done to some of their roads by PG&E during the Butte Fire, for which PG&E has not compensated them. Commissioner Callaway asked Mr. Lamb if MRSCSD wanted to make comments on the proposed MSR, and Mr. Lamb said they would. Chair Paque explained that Mr. Lamb could write a response to the MSR as a member of the public, or the CSD board could write a response. She then asked Executive Officer Benoit if MRSCSD could be excluded from the MSR if the Commission voted on approving the MSR. Mr. Benoit responded that the Commission could postpone approval of the MSR to give MRSCSD time to respond. He added that he would like to learn more about the new subdivision Mr. Lamb had mentioned.

**MOTION** by Commissioner Smith to postpone consideration and approval of Resolution 2022-0005 adopting a Municipal Service Review for Road Community Service Districts to the July 18, 2022, LAFCo Commission meeting, second by Commissioner Folendorf. Motion passed 5 yes, 0 no, 2 absent.

**8. Conduct Public Hearing Regarding the Final 2022-2023 LAFCo Budget:**

- a. *Receive Executive Officer's report and consider Resolution 2022-007 adopting a proposed 2022-2023 LAFCo Budget.*

Executive Officer Benoit explained that the only change from the proposed budget presented at the March LAFCo meeting involved liability insurance. At the time of the March meeting, SDRMA had sent out a proposed increase in insurance cost, but since then they sent out a final letter stating the

increase would not be as great as previously quoted. Therefore, the total budget amount has decreased slightly.

Commissioner Callaway proposed that the mileage reimbursement be increased to \$2,000 due to recent increases in driving costs.

Chair Paque then asked if the proposed pay increase in agenda item b was included in the current budget total for Professional Services. Mr. Benoit stated that it was not, but that item b could be handled by increasing the budgeted amount from \$45,000 to \$47,000. At this point the Commission decided to consider item b, then come back to this item.

After approving item b, the Commission returned to consideration of item a. Commissioner Smith asked if Commissioners were allowed to be reimbursed for their mileage in attending LAFCo Commission meetings. Mr. Benoit replied that Commissioners used to receive mileage, but that at some point, the stipend had been increased to cover mileage, and that if the Commissioners wanted to account for increased travel costs, they could again increase their stipend. Chair Paque added that Commissioners do get mileage when driving to LAFCo conferences. She then said consideration of the Commissioner's stipends was not on this agenda. Mr. Benoit said the Commission could increase the amount of total Commissioners Stipend in the budget now, however.

**MOTION** by Commissioner Callaway to approve the LAFCo budget for 2022-2023 with an increase in proposed mileage reimbursement from \$1,000 to \$2,000, and with an increase in proposed Commissioners Stipend from \$3,300 to \$6,600, second by Commissioner Folendorf. Motion passed 6 yes, 0 no, 1 absent.

- b. *Consider a 6.4% increase in compensation for LAFCo Clerk and Executive Officer and approve Amendment #2 to the Agreement for Executive Officer Services.*

**MOTION** by Commissioner Smith to approve a 6.4% increase in compensation for the LAFCo Clerk and Executive Officer and approve Amendment #2 to the Agreement for Executive Officer Services as presented, second by Commissioner Callaway. Motion passed 6 yes, 0 no, 1 absent.

**9. Discussion of Mobile Workshop Options in Calaveras County for the CALAFCO Annual Staff Workshop in Murphy's on April 26<sup>th</sup> Through April 28<sup>th</sup>, 2023:**

Executive Officer Benoit stated that he is working with the new CALAFCO Executive Director to plan the Annual Staff Workshop for 2023, which will be in Calaveras County. He requested ideas from the Commission on a mobile workshop that would showcase Calaveras County. Commissioner Folendorf suggested a workshop on the fuel reduction

being done along Highway 4.

Commissioner Callaway suggested having a frog jumping contest and a tour of the Angels Camp Frog Museum. Chair Paque mentioned that there is a distillery in the county. Mr. Benoit said these would be good "fun" events rather than the mobile workshop.

Commissioner Herndon suggested a party boat on the New Melones Reservoir, tying in with the economic impact of reservoirs and their effect on the water supply.

**10. Executive Officer's Report:**

*a. Special District Alternate Recruitment – Due May 20<sup>th</sup>.*

Executive Officer Benoit reported that he has received one application so far and the deadline is Friday, May 20.

Mr. Benoit also reported that SB 938 is moving through the legislature. Chair Paque added that Hertzberg is working on getting this bill through.

**11. Commissioner Reports:**

Commissioner Moncada reported that she is hosting the Miss Calaveras contest for the fair this year, and invited everyone to attend. It is on Thursday at 8 p.m. Chair Paque stated that the fair starts on Thursday with Locals Day.

**12. Adjournment**

Meeting was adjourned at 7:14 p.m. The next regular meeting will be Monday, July 18, 2022, at 6:00 p.m. in San Andreas.

Minutes submitted by Nancy Mees.

**DATED:**

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**APPROVED:**

\_\_\_\_\_

\_\_\_\_\_  
Anita Paque, Chair,  
Calaveras Local Agency Formation

4a

# CALAVERAS LAFCO

## LAFCO CLAIM AUTHORIZATION FORM

for

**May and June 2022**

Authorize payment of the following claims:

<u>Date of Claim</u>	<u>Description</u>	<u>Amount</u>
<b>FY 2021-2022 Expenses:</b>		
May 16, 2022	Commission meeting stipends	\$ 350.00
June 1, 2022	Staff Svcs and Expenses May 2022	\$ 5,891.22
July 1, 2022	Staff Svcs and Exp June 2022	\$ 4,393.78
00		
	TOTAL:	\$ 10,635.00
<b>FY 2022-2023 Expenses</b>		
July 1, 2022	Calafco Dues 22-23	\$ 1,696.00
July 1, 2022	SDRMA Insurance 22-23	\$ 2,824.92
	TOTAL:	\$ 4,520.92

DATED: July 18, 2022

APPROVED: July 18, 2022

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Anita Paque, Chair or Kirk Smith, Vice-Chair  
 Calaveras Local Agency Formation Commission

Attest:

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John Benoit  
 Executive Officer

Item	Account Number	Comm Stipends	Insurance	Communication	Memberships	SenOfficeExp	Postage	copies	MSR	SOI	Ex. Off. Svcs	City Fin Charge	Lgl Notices	Training
		62001	62050	62051	62052	62053	62054	62055	62057	62058	62059	62060	62061	62062
Total Budgeted		\$ 3,300.00	\$ 2,500.00	\$ 800.00	\$ 2,217.00	\$ 350.00	\$ 500.00	\$ 1,500.00	\$ 25,000.00	\$ 20,000.00	\$ 45,000.00	\$ 3,500.00	\$ 500.00	\$ 4,000.00
Calafco dues 21-22			\$ (2,325.00)		\$ (1,617.00)									
SDRMA Insurance 21-22				\$ (54.76)		\$ (36.86)	\$ (13.70)	\$ (67.60)	\$ (1,200.00)		\$ (3,250.00)			\$ (1,560.00)
Staff Svcs July 2021														
Conf Registrations smith, paque and tyrell		\$ (400.00)												
July 19, 2021 Comm stipend		\$ (86.69)						\$ (5.00)	\$ (1,000.00)		\$ (3,000.00)			
Staff Svcs August 2021														
Sept 20, 2021 Comm Stipend		\$ (250.00)												
Staff SVCS September 2021				\$ (59.99)		\$ (10.00)	\$ (3.16)	\$ (114.98)	\$ (2,450.00)		\$ (2,000.00)			
Staff SVCS October 2021				\$ (60.06)					\$ (2,600.00)		\$ (2,000.00)			
CSDA Dues for 2022					\$ (500.00)									
Nov 15, 2021 Payroll		\$ (250.00)												
Staff Svcs Nov 2021				\$ (61.12)			\$ (3.16)	\$ (82.30)	\$ (2,450.00)		\$ (4,595.00)			\$ (36.00)
Valley Springs News				\$ (66.33)					\$ (3,050.00)		\$ (1,550.00)			
Staff Svcs Dec 2021														
Payroll Jan 24, 2022		\$ (450.00)												
Jan 2022 Staff Svcs 2022-11				\$ (103.00)		\$ (32.14)	\$ (1.56)	\$ (26.50)	\$ (3,100.00)		\$ (3,000.00)			
Feb 2022 Staff Svcs 22-22				\$ (67.01)			\$ (1.76)		\$ (1,500.00)		\$ (1,750.00)			\$ (19.50)
Valley Springs News Prop Budget														
March 21, 2022 Calav Payroll		\$ (400.00)								\$ (3,000.00)	\$ (1,050.00)			\$ (24.00)
Staff Svcs March 2022				\$ (66.86)		\$ (151.23)		\$ (10.00)						
Valley Springs news final budget				\$ (66.91)			\$ (1.76)	\$ (43.58)			\$ (3,330.00)			
Staff Svcs April 2022 (2022-0035)				\$ (68.98)		\$ (52.09)	\$ (1.56)	\$ (24.60)	\$ (2,115.00)		\$ (3,500.00)			
Staff Svcs May 2022				\$ (68.98)							\$ (4,300.00)			
Staff Svcs June 2022														
May 16, 22 Comm Stipend		\$ (350.00)												
<b>TOTAL REMAINING</b>		\$ 1,200.00	\$ 175.00	\$ (30.69)	\$ -	\$ 42.86	\$ 473.34	\$ 1,125.44	\$ 5,535.00	\$ 17,000.00	\$ 11,675.00	\$ 3,600.00	\$ 420.50	\$ 2,440.00



**RESOLUTION NO. 2022-0008**

**A RESOLUTION OF THE CALAVERAS LAFCO OF THE AUTHORIZING A REMOTE TELECONFERENCE MEETING OF THE COMMISSION PURSUANT TO GOVERNMENT CODE SECTION 54953(e)**

WHEREAS, Government Code section 54953(e), as amended by Assembly Bill No. 361, allows legislative bodies to hold open meetings by teleconference without reference to otherwise applicable requirements in Government Code section 54953(b)(3), so long as the legislative body complies with certain requirements, there exists a declared state of emergency, and one of the following circumstances is met:

1. State or local officials have imposed or recommended measures to promote social distancing.
2. The legislative body is holding the meeting for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
3. The legislative body has determined, by majority vote, pursuant to option 2, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

WHEREAS, the Governor of California proclaimed a state of emergency pursuant to Government Code section 8625 on March 4, 2020; and

WHEREAS, the CALAVERAS LAFCO desires to hold its public meetings by teleconference consistent with Government Code section 54953(e).

NOW, THEREFORE, THE CALAVERAS LAFCO DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Conditions are met. The CALAVERAS LAFCO hereby finds and declares the following, as required by Government Code section 54953(e)(3):

1. The Governor of California proclaimed a state of emergency on March 4, 2020, pursuant to Government Code section 8625, which remains in effect.
2. The reasons for adopting this resolution are one or more of the following:
  - a. State or local officials have imposed or recommended measures to promote social distancing.
  - b. The legislative body is holding the meeting for the purpose of determining whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

- c. The legislative body has determined that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

PASSED AND ADOPTED by the Calaveras LAFCo, this 18th day of July 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Anita Paque, Chair or Kirk Smith, Vice Chair

Calaveras Local Agency Formation Commission

ATTEST:

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John Benoit, Executive Officer

CALAVERAS LOCAL AGENCY FORMATION COMMISSION

#6

Resolution 2022-0007

of the

Calaveras Local Agency Formation Commission approving a Service Review of Road Services provided by the Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD). And adopting written determinations thereon

WHEREAS, California Government Code Section 56425 requires that the Local Agency Formation Commission ("LAFCO") adopt and periodically review Sphere of Influence Plans for all agencies in its jurisdiction; and,

WHEREAS, California Government Code Section 56430 requires that LAFCO conduct a review of the municipal services provided by and within an agency prior to updating or adopting its Sphere of Influence Plan; and,

WHEREAS, the Sphere of Influence Plan is the primary planning tool for LAFCO and defines the probable physical boundaries and service area of a local agency as determined by LAFCO; and,

WHEREAS, the Commission adopted guidelines for conducting Municipal Service Reviews (MSRs) included in its Policies, Standards and Procedures adopted on August 17, 2009, which applies to this MSR for water services provided by the Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD); and,

WHEREAS, at the time and in the manner provided by law, the Executive Officer gave notice of the date, time, and place of a public hearing by the Commission for the MSR, including approval of the report and adoption of the written determinations contained therein; and,

WHEREAS, the Commission hereby determines that the Service Review for road services provided by the Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD).and written determinations contained therein will provide information for updating the Sphere of Influence for the District, and is otherwise consistent with the purposes and responsibility of the Commission for planning the logical and orderly development and coordination of local governmental agencies so as to advantageously provide for the present and future needs of the county and its communities; and,

WHEREAS, in its review of the Road Community Services Districts (CSD's) the Commission realizes they need technical assistance and are willing to support a Calaveras CSD Association whereby the Commission will assist the CSD's to the extent feasible.

WHEREAS, the Commission has heard all interested parties desiring to be heard and has considered the report by the Executive Officer and all other relevant evidence and information presented at said hearing;

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

1. The Municipal Service Review for services provided by the Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD), attached hereto as Exhibit A, is approved and the written determinations presented in the Municipal Service Review report are hereby adopted.
2. The Commission desires to work with the CSD's and facilitate in forming an association of Road CSDs to assist and facilitate in sharing and providing services with one another. For example, establishing a CSD association and providing miscellaneous assistance in addressing deficiencies, like helping with bids and local government requirements such as websites, memberships in regional or state organizations, statements of facts, Brown Act requirements and miscellaneous record keeping.
3. LAFCO staff is further ordered to forward copies of this resolution containing the adopted Municipal Service Review to the Appaloosa Road (ARCSD), Circle XX (CXXCSD), Copper Cove Rocky Road (CCRRCSD), Lynn Park Acres (LPACSD), Middle River (MRCSD), Mountain Ranch Subdivision (MRSCSD), Three Cent Flat (TCFCSD), and Wallace (WCSD).
4. Directs staff to commence work on a Sphere of Influence Update for the Road Maintenance districts (Road CSD's) in Calaveras County.

The foregoing resolution was duly passed by the Calaveras Local Agency Formation Commission at a regular meeting held on July 18, 2022 by the following roll call vote:

Ayes:

Noes:

Abstain:

Absent:

Signed and approved by me after its passage this 18<sup>th</sup> day of July 2022.

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Anita Paque, Chair or Kirk Smith, Vice Chair  
Calaveras LAFCO

Attest:

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John Benoit, Executive Officer  
CALAVERAS LOCAL AGENCY FORMATION COMMISSION

#7

**Resolution 2022-0009**  
**of the**  
**Calaveras Local Agency Formation**  
**Commission**

*A Resolution of the Calaveras Local Agency Formation Commission  
Amending the Amount of Commissioner Meeting Stipends*

RESOLVED, the Calaveras Local Agency Formation Commission, that

WHEREAS, the Commission's Bylaws state members and alternates will be reimbursed, consistent with an amount as determined from time to time by the Commission, for reasonable and necessary expenses incurred for meeting attendance; and

WHEREAS, each member and alternate member in attendance either in person or by remote teleconferencing at any Commission meeting shall receive a stipend per meeting as established by the Commission; and

WHEREAS, this Commission held a meeting and determined the meeting stipend for Commission members and alternates should be increased.

NOW, THEREFORE, the Calaveras Local Agency Formation Commission DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

1. Meeting stipends for Commissioners and Alternates **shall be increased from \$50.00 to \$100.00 per meeting** commencing with the beginning of the 2022-2023 fiscal year.
2. Commissioner meeting stipends include travel costs incurred for attendance at any meeting of the Commission.

Calaveras Local Agency Formation Commission  
Meeting Stipends for LAFCO Commissioners  
Resolution 2022-0009  
18 July 2022

The foregoing resolution was offered at a Regular Meeting of the LOCAL AGENCY FORMATION COMMISSION of the County of Calaveras on the 18th day of July, 2022 and adopted by the following vote of the Commission:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Anita Paque, Chair or Kirk Smith, Vice-Chair  
Calaveras Local Agency Formation Commission

ATTEST:

\_\_\_\_\_  
John Benoit, Executive Officer  
CALAVERAS LOCAL AGENCY FORMATION COMMISSION