

# Calaveras Local Agency Formation Commission

## Regular Meeting Agenda

**MONDAY – June 17, 2013 – 6:00 p.m.**  
at the

---

**Calaveras County Board of Supervisors Chambers  
County Administrative Center  
San Andreas**

---

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

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

Commissioners

Bert Sobon, City Member  
Jack Lynch, Vice-Chair City Member  
Merita Callaway, County Member  
Darren Spellman, County Member  
Tony Tyrrell, Special District Member  
John Lavaroni, Chair, Special District Member  
Anita Paque, Public Member

Paul Stein, Public Member Alt.  
Debbie Ponte, County Member Alt.  
Stuart Raggio, City Member Alt.  
Don Young, Special Dist. Member Alt.  
*Staff:*  
John Benoit, Executive Officer  
Lucy Thein, LAFCO Clerk  
Michael Colantuono, LAFCO Counsel

**2. Approval of Agenda (Deletions/Additions)**

**3. Approval of Minutes for the May 20, 2013 meeting**

**4. 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 are on the agenda, public comment will be 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 Chairman 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.

**5. Consent Agenda:**

- a. Review and Authorize Claims for May 2013

***PUBLIC HEARING***

**6. Municipal Service Review for Fire Protection and Emergency Medical Services for fire service providers within Calaveras County**

- a. *Receive Executive Officer's report and comments received and conduct Public Hearing.*  
b. *Consider Resolution 2013-0005, a Resolution Making Determinations and approving a Service Review for Fire Protection and Emergency Medical Services for Fire Service Providers in Calaveras County*

**Other Items:**

**7. Nominations for Calafco Board of Directors (continued)**

- a. *Consider a nomination of a City or Public Member to the Calafco Board*

**8. Designate Voting Member and Voting Member Alternate to vote on behalf of Calaveras LAFCo at the Calafco Annual Conference.**

**9. Executive Officer's report**

- a) *Calaveras River Estates Application*

**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. Adjourn to next regular meeting scheduled for July 15, 2013.**

*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 submitted to the Commission after distribution of the agenda area available for review for public inspection in the Calaveras Co. Administrative office located at the County Administrative Center, 891 Mountain Ranch Road, San Andreas CA. [such documents are also 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

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 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: [johnbenoit@surewest.net](mailto:johnbenoit@surewest.net)

# CALAVERAS LOCAL AGENCY FORMATION COMMISSION

## MINUTES

MAY 20, 2013

**CALL TO ORDER:** The meeting was called to order by Chair, John Lavaroni who led the Commission in the pledge. In attendance were: Bert Sobon, Jack Lynch, Merita Callaway, Tony Tyrrell, John Lavaroni, Anita Paque, and Executive Officer, John Benoit and alternates Don Young and Paul Stein Absent: Darren Spellman.

**Approval of Agenda:** On a motion by Lynch and a 2<sup>nd</sup> by Tyrrell, the agenda was approved as presented. Passes on a 6-0-1 absent vote.

**Minutes of April 25, 2013:** On a motion by Paque, 2<sup>nd</sup> by Jack Lynch, the minutes of last months meeting were approved as presented. Passes 6-0-1 absent vote.

**Public Comment:** The following members of the public spoke to the Commissioners concerning the fire document compiled by Executive Director, John Benoit: Michael Del Orto, David Spitzer and Suzie Coe. All speakers felt the document was flawed and felt staff had slandered and damaged Mokelumne Hill Fire Department's reputation. The third draft was erroneous and inaccurate and contained slanderous remarks.

**Consent Agenda:** A total of \$5,777.51 monthly expenses was approved by the Commission. Motion by Callaway, 2<sup>nd</sup> by Tyrrell. Passes 6-0-1 absent vote.

**Public Hearing:** The consolidation of two fire departments was discussed, Jenny Lind Fire Protection District and Valley Springs Foothill Fire Protection District are planning on joining forces and blending the two departments into one which will be known as Calaveras Consolidated Fire Protection District. A power-point presentation followed explaining the process of consolidating. At Public Hearing the following people spoke to the subject of consolidation: John Raine, Roger Stugelmeyer, Alice Raine, Ray Starky, David Sant Chief Kim Olson and Jason Robitaille of the JLFPD. Strugelmeyer felt that the public should vote on consolidation. Others urged approval and believed consolidation was a logical and expedient way to run the fire district Public hearing was closed at 6:37 p.m. The Commissioners commented on the expense of running so many different districts and asked how Board members would be elected; felt the timing of the consolidation was good and anticipated full-time fire fighters at the stations. Merita Callaway made the motion to pass Resolution 2013-0004 consolidating the two districts into one/2<sup>nd</sup> by Tony Tyrrell. Roll call vote count: Passes 6-0-1 absent.

### **LAFCo final budget for Fiscal year 2013-2014.**

**Public Hearing;** No comments were provided at the public hearing. Closed public hearing. Jack Lynch made a motion to adopt the Resolution 2013-0005/2<sup>nd</sup> by Tony Tyrrell. Passes on a 6-0-1 absent vote. Paul Stein, Tony Tyrrell, Darren Spellman, Jack Lynch, Anita Paque and Merita Callaway have agreed to attend the Calafco Conference which will take place August 28<sup>th</sup>, 29<sup>th</sup> and 30<sup>th</sup>, 2013.

**Other Items:**

“Tag Line” The idea for our Tag Line is: PROMOTE ORDERLY DEVELOPMENT, PROTECT AGRICULTURE LAND and APPROVE LOCAL BOUNDRIES.

Jack Lynch made a motion to approve the tag line and Tony Tyrrell seconded the motion.

Passes on a 5-1-1 absent Merita provided the negative vote saying it was too bureaucratic.

**CALAFCO AWARDS NOMINATION:** John suggested our MSR on Water and Wastewater is deserving of a merit at the Calafco Achievement Awards and so it was put into a motion by Anita Paque/2<sup>nd</sup> by Lynch and passed by the commission on a 6-0-1 absent vote.

**Nomination of Calafco Board of Directors:**

John will find out if incumbents are running again.

**Executive Officer’s Report:**

Fire Service Review Responses for May 27<sup>th</sup> was tabled.

LAFCo’s webpage has been simplified.

A closed session will be held next month re. the fire report for Moklumne Hill.

**Commissioner’s Report’s:**

Jack Lynch recommends the consolidation of two fire departments should appear in the of Calafco newsletter and possibly the Calafco agenda.

No other reports.

Meeting adjourned

Lucy Thein, clerk

\_\_\_\_\_  
John Lavaroni, Chair

\_\_\_\_\_  
John Benoit, Executive Director

# CALAVERAS LAFCO

## LAFCO CLAIM AUTHORIZATION FORM

for

May 2013

Authorize payment of the following claims:

| <u>Date of Claim</u>          | <u>Description</u>                  | <u>Amount</u> |
|-------------------------------|-------------------------------------|---------------|
| <b>FY 2012-2013 Expenses:</b> |                                     |               |
| June 1, 2013                  | Staff Svcs & Expenses – April 2013  | \$ 5,512.84   |
| June 1 2013                   | Fire MSR                            | \$ 4,668.75   |
| June 4, 2013                  | Colantuono and Levin                | \$ 2,441.25   |
|                               | TOTAL:                              | \$12,622.84   |
| <b>FY 2013-2014 Expenses</b>  |                                     |               |
| June 4, 2013                  | SDRMA Ins 13-14 and CSDA membership | \$ 1,691.04   |
| July 1, 2013                  | CALAFCO Dues FY 2013-2014           | \$ 758.00     |
|                               | TOTAL:                              | \$ 2449.04    |

Authorization to pay conference registration and lodging for commissioners  
Attending the Calafco annual conference.

DATED: June 17, 2013

APPROVED: June 17, 2013

\_\_\_\_\_  
John Lavaroni, Chair or Jack Lynch, Vice-Chair  
Calaveras Local Agency Formation

Attest:

\_\_\_\_\_  
John Benoit  
Executive Officer

| Item                                 | Account Number | Comm Stipends | Insurance     | Communications | Memberships | GenOfficeExp | Postage     | copies      | Fire&EMSMR     | W & WWSOI    | Ex. OFF. Svcs | City Fin Charge |
|--------------------------------------|----------------|---------------|---------------|----------------|-------------|--------------|-------------|-------------|----------------|--------------|---------------|-----------------|
|                                      | Total Budgeted | 52001         | 52050         | 52051          | 52052       | 52053        | 52054       | 52055       | 52057          | 52058        | 52059         | 52060           |
| Calafco Dues 2012-2013               | \$ 6,600.00    | \$ 6,600.00   | \$ 1,700.00   | \$ 1,200.00    | \$ 741.00   | \$ 750.00    | \$ 1,000.00 | \$ 2,500.00 | \$ 33,000.00   | \$ 25,000.00 | \$ 42,500.00  | \$ 3,600.00     |
| Comm Stipend 7.16.12                 | \$ (300.00)    | \$ (300.00)   | \$ (1,716.04) |                |             |              |             |             |                |              |               |                 |
| SDRMA Ins fy 2012-2013               |                |               |               |                |             |              |             |             |                |              |               |                 |
| Conf Registrations - 4               |                |               |               |                |             |              |             |             |                |              |               |                 |
| Lodging Spellman & Lynch             |                |               |               |                |             |              |             |             |                |              |               |                 |
| Conf Regis - Paul Stein              |                |               |               |                |             |              |             |             |                |              |               |                 |
| Iodgins Stein Calafco 2012           |                |               |               |                |             |              |             |             |                |              |               |                 |
| JB Claim July 2012 Staff             |                |               |               |                |             |              |             |             |                |              |               |                 |
| JB Claim Aug 2012 Staff              |                |               |               |                |             |              |             |             |                |              |               |                 |
| WCSD Legal Notice #21700             |                |               |               |                |             |              |             |             |                |              |               |                 |
| Stein Conf. Reimbursement            |                |               |               |                |             |              |             |             |                |              |               |                 |
| Tyrrell Conf. Reimbw/ lodging        |                |               |               |                |             |              |             |             |                |              |               |                 |
| AnitaPaque Conf. Reimbursement       |                |               |               |                |             |              |             |             |                |              |               |                 |
| Lynch Conf. Reimbursement            |                |               |               |                |             |              |             |             |                |              |               |                 |
| JB Claim Sept 2012 and fire MSR      |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Stipend 9.17.12                 | \$ (350.00)    | \$ (350.00)   |               |                |             |              |             |             |                |              |               |                 |
| Conf Reimbursement D Spellman        |                |               |               |                |             |              |             |             |                |              |               |                 |
| JB Claim October 2012                |                |               |               |                |             |              |             |             |                |              |               |                 |
| SR Center not approved for \$250.00  |                |               |               |                |             |              |             |             |                |              |               |                 |
| Colantuono and Leven Lgl CSDS        |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Stipend Nov 19, 2012            | \$ (350.00)    | \$ (350.00)   |               |                |             |              |             |             |                |              |               |                 |
| jb Claim November 12 Staff Svcs      |                |               |               |                |             |              |             |             |                |              |               |                 |
| jb Claim December 12 Staff Svcs      |                |               |               |                |             |              |             |             |                |              |               |                 |
| mapping for MSR SOI 2012             |                |               |               |                |             |              |             |             |                |              |               |                 |
| Fire MSR for Nov and Dec 2012        |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Stipend 1.28.13                 | \$ (350.00)    | \$ (350.00)   |               |                |             |              |             |             |                |              |               |                 |
| jb claim 2.25.12                     |                |               |               |                |             |              |             |             |                |              |               |                 |
| Fire MSR - Jan 2013                  |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Stipend 2.25.13                 | \$ (350.00)    | \$ (350.00)   |               |                |             |              |             |             |                |              |               |                 |
| jb claim February 2013 Services      |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Stipend 3.18.13                 | \$ (400.00)    | \$ (400.00)   |               |                |             |              |             |             |                |              |               |                 |
| City Finance Dept Charge 5 quarters  |                |               |               |                |             |              |             |             |                |              |               |                 |
| Staff Services March 2013 #13-36     |                |               |               |                |             |              |             |             |                |              |               |                 |
| Fire MSR March 2013                  |                |               |               |                |             |              |             |             |                |              |               |                 |
| Comm Payroll 4.15.13                 | \$ (350.00)    | \$ (350.00)   |               |                |             |              |             |             |                |              |               |                 |
| Staff Svcs April 2013                |                |               |               |                |             |              |             |             |                |              |               |                 |
| 2013-01 and 13-14 Fin Budget         |                |               |               |                |             |              |             |             |                |              |               |                 |
| Staff Services May 2013              |                |               |               |                |             |              |             |             |                |              |               |                 |
| Colantuono and Leven Lgl MokeHillPRA |                |               |               |                |             |              |             |             |                |              |               |                 |
| <b>TOTAL REMAINING</b>               |                | \$ 4,150.00   | \$ (16.04)    | \$ 781.23      | \$ -        | \$ 667.10    | \$ 784.02   | \$ 1,375.40 | \$ (20,535.00) | \$ 21,500.00 | \$ 5,988.40   | \$ -            |

Calaveras LAFCO

2012-2013 Expenditures

| Lgl Notices | Training      | MileReimb   | Travel      | Legal Expenses | Contingency  | TOTAL BUDGET  |              |
|-------------|---------------|-------------|-------------|----------------|--------------|---------------|--------------|
| 52061       | 52062         | 52063       | 52064       | 52065          | 52066        |               |              |
| \$ 700.00   | \$ 4,000.00   | \$ 1,500.00 | \$ 3,000.00 | \$ 2,500.00    | \$ 12,369.00 | \$ 142,660.00 |              |
|             | \$ (1,620.00) |             |             |                |              | (741.00)      |              |
|             | \$ (405.00)   |             | \$ (656.20) |                |              | (300.00)      | \$ -2,757.04 |
|             | \$ (322.10)   |             |             |                |              | (1,716.04)    |              |
|             |               |             |             |                |              | (1,620.00)    |              |
|             |               |             |             |                |              | (656.20)      |              |
|             |               |             |             |                |              | (405.00)      |              |
|             |               |             |             |                |              | (322.10)      |              |
| \$ (47.30)  |               | \$ (77.70)  |             |                |              | (4,688.74)    |              |
|             |               | \$ (77.70)  |             |                |              | (5,413.05)    |              |
|             |               |             |             |                |              | (47.30)       |              |
|             |               |             |             |                |              | (306.42)      |              |
|             |               |             |             |                |              | (778.81)      |              |
|             |               |             |             |                |              | (250.41)      |              |
|             |               |             |             |                |              | (256.08)      |              |
|             |               |             |             |                |              | (8,333.63)    |              |
|             |               |             |             |                |              | (350.00)      |              |
|             |               |             |             |                |              | (266.46)      |              |
|             |               |             |             |                |              | (9,153.30)    |              |
|             |               |             |             | \$ (120.00)    |              | (120.00)      |              |
|             |               |             |             |                |              | (350.00)      |              |
|             |               |             |             |                |              | (4,310.13)    |              |
|             |               |             |             |                |              | (1,792.35)    |              |
|             |               |             |             |                |              | (1,222.50)    |              |
|             |               |             |             |                |              | (20,568.75)   |              |
|             |               |             |             |                |              | (350.00)      |              |
|             |               |             |             |                |              | (4,371.12)    |              |
|             |               |             |             |                |              | (5,550.00)    |              |
|             |               |             |             |                |              | (6,742.69)    |              |
|             |               |             |             |                |              | (400.00)      |              |
|             |               |             |             |                |              | (3,600.00)    |              |
|             |               |             |             |                |              | (3,299.69)    |              |
|             |               |             |             |                |              | (5,212.50)    |              |
|             |               |             |             |                |              | (350.00)      |              |
|             |               |             |             |                |              | (5,696.51)    |              |
|             |               |             |             |                |              | (81.00)       |              |
| \$ (81.00)  |               |             |             |                |              | (10,181.59)   |              |
|             |               |             |             | \$ (2,441.25)  |              | (2,441.25)    |              |

|           |             | FY11-12         | Exp to date  |
|-----------|-------------|-----------------|--------------|
| \$ 571.70 | \$ (427.18) | \$ 574.20       | \$ 2,343.80  |
|           |             | \$ (61.25)      | \$ 12,369.00 |
|           |             | \$ 30,065.38    |              |
|           |             | \$ (112,594.62) |              |
|           |             | \$ 100,000.00   |              |
|           |             | \$ 47,184.00    |              |
|           |             | \$ 161,451.33   |              |
|           |             | \$ -112,594.62  |              |
|           |             | \$ 5,000.00     |              |
|           |             | \$ 201,040.71   |              |
|           |             | \$ 23,572.26    |              |

Reserve Fund  
 City/CO/SD Contrib  
 Interest Revenue  
 12-13 Revenue  
 11-12 carryover  
 YTD Expens  
 Project Revenue  
 Cash Balance

Agency  
 Project Rev  
 Final

Unpaid City Contribution