

Ukiah Valley Conference Center ♦ 200 South School Street ♦ Ukiah, California 95482

Telephone: 707-463-4470 Fax: 707-462-2088 E-mail: eo@mendolafco.org Web: www.mendolafco.org

CHAIR & TREASURER

Jerry Ward
Public Member

VICE CHAIR

Carre Brown
County Board
of Supervisors

MEMBERS

Kevin Doble
Ukiah City Council

Gerardo Gonzalez
Willits City Council

Dan Hamburg
County Board
of Supervisors

Theresa McNerlin
Ukiah Valley Sanitation District

Tony Orth
Brooktrails Township CSD

ALTERNATE MEMBERS

John McCowen
County Board
of Supervisors

Carol Rosenberg
Public Member

Angela Silver
Calpella County Water District

Scott Ignacio
Point Arena City Council

Executive Officer
Uma Hinman

Analyst
Larkyn Feiler

Commission Clerk
Elizabeth Salomone

Counsel
Scott Browne

Regular Meetings

First Monday
of each month
at 9:00 AM
at the Mendocino
County Board
of Supervisors Chambers
501 Low Gap Road

A G E N D A

Regular Meeting of Monday, May 1, 2017 9:00 AM
County Board of Supervisors Chambers 501 Low Gap Road, Ukiah, California

Live web streaming and recordings of Commission meetings are now available via the County of Mendocino's YouTube Channel. Links to recordings and approved minutes are also available on the LAFCo website.

CALL TO ORDER and ROLL CALL

1. City Alternate Representative Appointment
Introduction and Oath of Office of the 2017 City Alternate Representative, Scott Ignacio from Point Arena City Council.

PUBLIC EXPRESSION

2. The Commission welcomes participation in the LAFCo meeting. Any person may address the Commission on any subject within the jurisdiction of LAFCo which is not on the agenda. There is a three minute limit and no action will be taken at this meeting. Individuals wishing to address the Commission under Public Expression are welcome to do so throughout the meeting.

CONSENT CALENDAR

The following consent items are expected to be routine and non-controversial, and will be acted on by the Commission in a single action without discussion, unless a request is made by a Commissioner or a member of the public for discussion or separate action.

3. Approval of the April 6, 2017 Regular Meeting Summary Minutes
4. Approval of the April 2017 Claims and Financial Report

PUBLIC HEARING ITEMS

Staff reports are available for review at: <http://mendolafco.org/meeting-documents-2017/>

5. Public Hearing for Anderson Valley Community Services District (AVCSD) Application for Activation of Latent Powers
The Commission will consider an application by the Anderson Valley Community Services District for activation of latent powers to provide ambulance services. The Commission will consider adopting a resolution authorizing the activation of latent powers and adoption of the CEQA Exemption.
6. Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for Russian River Flood Control & Water Conservation Improvement District
The Commission will consider updating the Sphere of Influence (SOI) Plan of the Russian River Flood Control and Water Conservation Improvement District as required by LAFCo law. The recommended action is affirmation of the current sphere with no changes. The sphere affirmation is exempt from further review under the California Environmental Quality Act pursuant to California Code of Regulations Section 15061(b)(3).

7. Public Hearing for the Proposed Budget for Fiscal Year 2017-18
The Commission will consider adopting a resolution to approve the proposed LAFCo Budget for FY 2017-18. After considering testimony from members of the public and others, the Commission may adopt the budget and work plan as proposed or as amended.

MATTERS FOR DISCUSSION & POSSIBLE ACTION

8. LAFCo Legal Services Review
The Commission will receive a report on options for legal services and consider providing direction to staff.
9. Upper Russian River Water Agency (URRWA) Joint Powers of Authority Letter of Support Request
Discussion and consideration of letter of support to Governor Brown for the URRWA JPA voluntary consolidation of water districts in the Ukiah Valley.
10. Legislative Letters of Support Request from CALAFCO
CALAFCO is requesting letters of support for two CALAFCO-sponsored bills:
a. AB 464 (Gallagher) - Makes the necessary corrections to code to allow LAFCOs to continue to approve annexations of areas already receiving services via an out of area service agreement.
b. AB 1725 (Omnibus Bill) - The bill currently has one item; however the bill will be amended later this year to add five additional items, all of which were approved by the CALAFCO Legislative Committee.
11. Legislative Process
Discussion regarding providing timely responses to requests from CALAFCO for letters of support regarding legislative matters. Possible direction to staff and/or the Policies and Procedures Committee to develop procedures for future requests with short deadlines.

INFORMATION/REPORT ITEMS

The following informational items are to report on current commission activities, communications, studies, legislation, and special projects. General direction to staff for future action may be provided by the Commission.

12. Status of Applications, Future Projects, MSR and SOI Updates (Written)
13. Correspondence: No correspondence to report.
14. Executive Officer's Report (Verbal)
 - Staff Workshop in Fresno
 - SB 1266 JPA Letter
15. Committee Reports (Verbal): No meetings of Executive or Policies & Procedures Committees
16. Commissioner Reports, Comments or Questions (Verbal)
 - Upper Russian River Water Agency (JPA) Update
17. Legislation Report
 - CALAFCO Legislative Update

ADJOURNMENT

The next Regular Commission Meeting
is scheduled for Monday, June 5, 2017 at 9:00 AM
in the County Board of Supervisors Chambers
501 Low Gap Road, Ukiah, California

Notes: Participation on LAFCo Matters

All persons are invited to testify and submit written comments to the Commission on public hearing items. Any challenge to a LAFCo action in Court may be limited to issues raised at a public hearing or submitted as written comments prior to the close of the public hearing.

Americans with Disabilities Act (ADA) Compliance: If you are a disabled person and need a disability-related modification or accommodation to participate in a meeting, please contact the LAFCo office at 707-463-4470, by e-mail to eo@mendolafco.org, or by FAX to 707-462-2088. Requests must be made as early as possible, and at least two full business days prior to the meeting.

Fair Political Practice Commission (FPPC) Notice: State Law requires that a participant in LAFCo proceedings who has a financial interest in a Commission decision, and who has made a campaign contribution of more than \$250 to any Commissioner in the past 12-months, must disclose the contribution. If you are affected, please notify the Commission prior to the agenda item.

MENDOCINO

Local Agency Formation Commission

Ukiah Valley Conference Center ◊ 200 South School Street ◊ Ukiah, California 95482
Telephone: 707-463-4470 Fax: 707-462-2088 E-mail: eo@mendolafco.org Web: www.mendolafco.org

CHAIR & TREASURER

Jerry Ward
Public Member

Agenda Item No. 3

VICE CHAIR

Carre Brown
County Board
of Supervisors

MINUTES LOCAL AGENCY FORMATION COMMISSION OF MENDOCINO COUNTY

MEMBERS

Kevin Doble
Ukiah City Council

Regular Meeting of Monday, April 3, 2017

Gerardo Gonzalez
Willits City Council

County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California

Dan Hamburg
County Board
of Supervisors

CALL TO ORDER and ROLL CALL

Theresa McNerlin
Ukiah Valley Sanitation District

Chair Ward called the meeting to order at 9:04am.

Tony Orth
Brooktrails Township CSD

Members Present: Commissioners Carre Brown, Kevin Doble, Gerardo Gonzalez, Theresa McNerlin, and Jerry Ward

ALTERNATE MEMBERS

Scott Ignacio
Point Arena City Council

Members Absent: Commissioners Dan Hamburg and Tony Orth

John McCowen
County Board
of Supervisors

Alternate Members Present: Commissioners John McCowen, Carol Rosenberg, and Angela Silver

Carol Rosenberg
Public Member

Alternate Members Absent: Commissioner Scott Ignacio

Angela Silver
Calpella County Water District

Staff Present: Uma Hinman, Executive Officer
Larkyn Feiler, Analyst
Elizabeth Salomone, Clerk

Executive Officer
Uma Hinman

Commissioner McCowen was immediately seated as the County Representative.
Commissioner Silver was immediately seated as the Special District Representative.

Analyst
Larkyn Feiler

Commission Clerk
Elizabeth Salomone

1. City Alternate Representative Appointment

Counsel
Scott Browne

Newly appointed City Alternate Representative Scott Ignacio was unable to attend the April meeting and is expected to be sworn in to Mendocino LAFCo at the May 1, 2017 Regular Meeting.

Regular Meetings

First Monday
of each month
at 9:00 AM
at the Mendocino
County Board
of Supervisors Chambers
501 Low Gap Road

PUBLIC EXPRESSION (Video Time: 0:52)

2. Public Expression

Phillip Thomas, Boonville resident and Board Member of Anderson Valley Ambulance Services, expressed frustration on behalf of the ambulance service provider regarding the LAFCo process during the Anderson Valley Community Services District (AVCSD) application for activation of latent powers. He expressed that the applicants received a conflicting direction during and since their pre-application in early 2016 that changed the direction of the application process several times, costing the applicants deposit of \$6,000 to be spent down on what has now been deemed by legal counsel as unnecessary steps (the annexation portion of the application). Mr. Thomas also reported the unresponsiveness of the departments within the County of Mendocino that are required under the Cortese-Knox-Hertzberg Act to enter into tax share agreement negotiations with applicants seeking annexations has cost the AVCSD and ambulance provider extensive time and money. Commissioner McCowen acknowledged the unfortunateness of the situation, noting that he was not aware of any tax share negotiations having taken place between the County and the applicants, as actual negotiations would have been brought to the Board of Supervisors as an agenda item. Commissioner McCowen asked Chief Avila to clarify the status of the LAFCo application.

Chief Andres Avila, AVCSD, reported the ultimate desire of the District was to move forward with the annexation in order to provide more efficient and effective services for the public; however, the District has reluctantly withdrawn the annexation and detachment portion of their application because the estimate for tax revenue was too low to justify the cost of the process. The AVCSD application has been reduced to activation of latent powers for ambulance services.

Joy Andrews, General Manager of AVCSD, answered further questions regarding tax revenue to the District. She also stated that AVCSD expended money on the annexation detachment portion of the application, as advised by LAFCo staff at the time, later being advised that portion of the application was not required for the latent powers activation. She asked the Commission to take this in to consideration at the time of final fee billing.

CONSENT CALENDAR (Video Time: 11:54)

3. Approval of the March 3, 2017 Regular Meeting Summary Minutes

The following edits were requested:

- Page 1 of 6: change “siting” to “sighting”
- Page 2 of 6: “Recommended actions” section may confuse reader; the resolution was not approved.
- Page 4 of 5: change “During the tax share negotiations with the County” to “During discussions with the County”

Upon motion by Commissioner Brown and second by Commissioner Gonzalez, the March 3, 2017 Regular Meeting Summary Minutes were approved with corrections by roll call vote:

Ayes: (7) Brown, Doble, Gonzalez, McCowen, McNerlin, Silver, and Ward

Absent: (1) Hamburg, Orth

4. Approval of the March 2017 Claims

- Chair Ward noted a clerical error on the LAFCo payment for County of Mendocino resulting in an overpayment of \$87.56, which will be credited to the next invoice.

- Pehling & Pehling CPA corrected last month's invoice amount from \$1,550.00 to \$1,450.00 and payment was adjusted.

<u>March 2017 claims totaling:</u>	<u>\$13,454.91</u>
Uma Hinman Consulting:	\$11,405.73
Ukiah Valley Conf Ctr (excluding postage & copy charges):	\$ 434.00
P. Scott Browne:	\$ 500.00
Commission Reimbursements:	\$ 156.48
County of Mendocino, audio/video & GIS	\$ 661.64
Hometown Shopper (public hearing notices)	\$ 297.06

Upon motion by Commissioner McCowen and second by Commissioner Gonzalez, March 2017 Claims were approved with corrections by roll call vote:

Ayes: (7) Brown, Doble, Gonzalez, McCowen, McNerlin, Silver, and Ward
 Absent: (1) Hamburg and Orth

MATTERS SET FOR HEARING

5. CONTINUED Public Hearing for the Countywide Cemetery Districts Municipal Service Review (MSR) and Sphere of Influence (SOI) Update (Video Time: 16:00)

Analyst Feiler presented updates to the Draft MSR/SOI Update for the following eight cemetery districts:

- Anderson Valley Cemetery District
- Cemetery District of the Redwoods
- Covelo Public Cemetery District
- Hopland Cemetery District
- Mendocino-Little River Cemetery District
- Potter Valley Cemetery District
- Russian River Cemetery District
- Westport-Ten Mile Cemetery District

Updates consisted mainly of requested follow up and updates to the financial sections of the MSR. Comments and questions were received by Commissioners Gonzales, McCowen, and Brown.

- Commissioners Gonzales and McCowen thanked Staff for their work on the reports.
- Commissioners McCowen and Brown noted the need for legislative change regarding the fiscal impact of financial reporting for small special districts.

At 9:27am, Chair Ward noted the Public Hearing was opened on March 6, 2017 at 9:25am and continued to March 6, 2017. Hearing no request for public input, Chair Ward closed the Public Hearing at 9:27am.

Upon motion by Commissioner McCowen and second by Commissioner Hamburg, the Countywide Cemetery Districts Municipal Service Review (MSR) and Sphere of Influence (SOI) Update was found to be exempt from the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations Section 15306 and 15061(b)(3), and approved LAFCo Resolution 16-17-06 adopting the Countywide Cemetery Districts MSR/SOI Update and affirming coterminous SOIs for Anderson Valley Cemetery District, Cemetery District of the Redwoods, Covelo Public Cemetery District, Hopland Cemetery District, Mendocino-Little River Cemetery District, Potter Valley Cemetery District, Russian River Cemetery District, and Westport-Ten Mile Cemetery District, by roll call vote:

Ayes: (7) Brown, Doble, Gonzalez, McCowen, McNerlin, Silver, and Ward

Absent: (1) Hamburg and Orth

MATTERS SET FOR WORKSHOP

6. Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for Russian River Flood Control & Water Conservation Improvement (RRFC) District (Video Time: 26:40)

Clerk Salomone presented the MSR/SOI Update. Comments and questions were offered by Commissioners Doble and McCowen.

Commissioner Doble asked if it is the intent of the RRFC District boundary to include all parcels within the City of Ukiah city limits. Tamara Alaniz, RRFC General Manager, addressed the question, noting that there are some parcels within the City of Ukiah boundary that are outside of the RRFC District boundary but are within the District's Sphere of Influence. Commissioner McCowen asked for notation within the document regarding any areas outside of the District boundary that are served. He also asked for more detailed financial reporting for the District.

Tamara Alaniz, GM of RRFC, thanked LAFCo staff for their cooperation, particularly Commissioner Silver for bringing information to LAFCo each month regarding the Upper Russian River Water Agency Joint Powers of Authority (URRWA JPA.) In addressing Commissioner McCowen's comments regarding services provided outside of the District boundary, GM Alaniz clarified that no services are provided by the District outside of its boundaries with the one exception of the sale of surplus water to the Redwood County Water District. She noted there are areas outside of the District that are not able to be served such as the area within the Willow County Water District along the Boonville Road (Highway 253.) In this case, Willow CWD cannot deliver RRFC water and must find other sources. She explained that this and other boundary issues will be addressed in the future through consolidation efforts of the water agencies involved in URRWA JPA.

The MSR/SOI Update for RRFC will be brought to Public Hearing on May 1, 2017.

MATTERS FOR DISCUSSION & POSSIBLE ACTION

Because the next three agenda items were related, they were discussed simultaneously: (Video Time: 37:00)

7. Apportionment Fee Adjustment for FY 2015-2016
EO Hinman presented the staff report, noting that during its annual financial review and audit LAFCo had determined that an extra \$10,000 was mistakenly collected by the County Auditor-Controller's office for Fiscal Year 2015-16. LAFCo's legal counsel advised sending a letter to special districts, cities, and the County noting the overage and application of a credit in the next Fiscal Year collection of apportionment fees.
8. Budget Amendment for FY 2016-17
EO Hinman presented the staff report, noting the intent of the proposed amendment was to reflect several non-budgeted, Commission-approved expenditures in early Fiscal Year 2016-17. The proposed amendment also included reductions of some accounts to reflect underused budget lines for balancing. The Commission consensus was to prepare and present an end of fiscal year reconciliation report to document the changes rather than pass a budget amendment.
9. Preliminary Budget for FY 2017-18
EO Hinman presented the staff report, reviewing the proposed changes from the previous fiscal year budget. She noted the application revenue and expense line items have been removed from the operating budget, as they will always balance out.

The Executive Committee held a meeting in March during which the proposed budget was discussed at length. The Committee members reached consensus on the proposed budget and directed staff to present it to the full Commission for review and discussion.

Comments and questions on the above three items were offered by Commissioners Ward, McCowen, McNerlin, Brown, Rosenberg, Doble, and Gonzalez.

Discussion was held on the following points:

- Clarifications regarding increases and decreases of specific line item expenses.
- Staff was directed to research cost alternatives for legal services and return with recommendation.
- In response to the over-collection of appropriation fees during Fiscal Year 2015-16, the Commission directed staff to send a letter to the County Auditor-Controller with the adopted Final Fiscal Year 2017-18 Budget, specifically identifying the apportionment fees for clarity.
- Overview of five-year work plan for municipal service reviews and sphere of influence updates, including discussion of benefits to the agencies of completed updates, and options for efficiency.
- Legislation (SB 1266) mandating LAFCo involvement with Joint Powers of Authorities.

A Public Hearing for the Proposed Fiscal Year 2017-18 Budget will be held on May 1, 2017.

Chair Ward called a break from 10:40 – 10:48 am.

INFORMATION/ REPORT ITEMS

10. Status of Applications, Future Projects, MSR and SOI Updates (Video Time: 1:38)

EO Hinman presented the staff report. Comments and questions were offered by Commissioner Ward.

Anderson Valley CSD Proposed Reorganization (Annexation, Detachment, and Activation of Latent Powers to Provide Ambulance Services)

Has been reduced to Activation of Latent Powers. Application was discussed under Public Expression.

Fort Bragg RFPD North of 10 Mile Annexation

EO Hinman reported steps being taken to clarify mapping issues for final completion.

Status of MSR/SOI Updates

EO Hinman reported the Fire District SOIs workshop has been delayed to accommodate the urgency of the AVCSO application. LAFCo staff is waiting for the City of Willits to respond with their input on the SOI. The City of Fort Bragg SOI workshop has been rescheduled for a later date in order to give city staff ample opportunity to review the document thoroughly.

11. Correspondence (Video Time 1:43)

The SDRMA noticed a rate increase. The Commission directed staff to review the policy and provide clarification to Commission.

12. Executive Officer's Report: (Video Time 1:46)

- A report on the March 23, 2017 LAFCo-hosted Brown Act & Ethics Training conducted by County Counsel, Katherine Elliot.
- EO Hinman and Analyst Feiler will be attending the April. 5th-7th CALAFCO Staff Workshop in Fresno.
- Staff distributed request letters to the special districts regarding the recent legislation requiring copies of formation documents of JPAs involving municipal services be filed with LAFCo.

13. Committee Reports (Video Time 1:47) No reports offered.

14. Commissioners Reports, Comments or Questions (Video Time 1:47)

Upper Russian River Water Agency JPA Update was provided by Commissioner Silver, noting no meeting was held.

Commissioner Silver reported the Calpella County Water District unanimously supported participation in the Groundwater Sustainability Act Joint Powers Authority. She also noted the District is discussing a postponement of annexation until the time of multi-district water agency consolidation.

15. Legislation Report

No report.

ADJOURNMENT

There being no further business, at 11:00am the meeting was adjourned. The next regular meeting is scheduled for Monday, May 1, 2017 at 9:00am in the County Board of Supervisors Chambers at 501 Low Gap Road, Ukiah, California.

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April 3, 2017

<https://www.youtube.com/watch?v=cGLIoKCPBHA>

MENDOCINO Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
 TO: Mendocino Local Agency Formation Commission
 FROM: Uma Hinman, Executive Officer
 SUBJECT: Financial Report and Claims for April 2017

Claims The following claims are recommended for payment authorization:

Name	Account Description	Amount	Total
Uma Hinman Consulting	5300 Basics Services	\$ 4,273.45	\$ 7,721.08
	6200 Bookkeeping	\$ 39.90	
	7001 MSR's	\$ 787.50	
	7501 SOI Updates	\$ 369.30	
	5601 Office Supplies	\$ 31.00	
	8016 Applications (AVCSD)	\$ 2,219.93	
Ukiah Valley Conf. Center	5502 Office space	\$ 404.00	\$ 605.21
	5503 Work room	\$ 30.00	
	5603 Photocopy - March: 131.10	\$ 131.10	
	5605 Postage - March: 40.11	\$ 40.11	
P. Scott Browne	<u>6300 Legal Counsel</u>		\$ 650.66
	Monthly flat fee (April 2017)	\$ 650.66	
Commissioner Reimbursements	<u>6740 In-County Travel & Stipends:</u>		\$ 156.48
	Rosenberg (April 2017)	\$ 51.08	
	McNerlin (April 2017)	\$ 50.00	
	Orth (absent April 2017)	\$ -	
County of Mendocino	Silver (April 2017)	\$ 55.40	\$ 646.59
	6000 Video Recording of Meetings	\$ 208.96	
	7501 GIS Mapping	\$ 525.19	
Newspapers	Credit Adjustment from overpay	\$ (87.56)	\$ 35.00
	<u>5900 Public Hearing Notices</u>		
Petty Cash Replenish	Monthly flat fee (April 2017)	\$ 35.00	\$ 178.05
	5601 Office Supplies	\$ 178.05	
Total:			\$ 9,993.07

Notes:

- UVCC Photocopy & Postage charges for March 2017 were paid mid-April. Due to date of Commission meeting, charges for April were not available, will be paid mid-May, and reported on June claims.

Other Financial Activity:

No application revenues or other deposits.

Attachments: Budget Track Spreadsheet
 UHC Invoice
 Scott Browne Invoice

Please note that copies of all invoices, bank statements, and petty cash register were forwarded to Commission Treasurer.

Mendocino Local Agency Formation Commission
 FY 2016-17 Budget and Application Tract - Through April 2017

Acct #	Task	FY 16-17 Budget	1st Qtr Subtotals	2nd Qtr Subtotal	3rd Qtr Subtotal	April	Year to Date	Remaining Budget
EXPENSES								
5301	Basic Services - EO/Analyst/Clerk	\$65,680.00	\$14,902.88	\$13,777.85	\$22,565.37	\$4,273.45	\$55,519.55	\$10,160.45
5502	Office Space	\$4,800.00	\$1,200.00	\$1,204.00	\$1,212.00	\$404.00	\$4,020.00	\$780.00
5503	Work Room	\$360.00	\$90.00	\$90.00	\$90.00	\$30.00	\$300.00	\$60.00
5601	Office Supplies	\$700.00	\$99.50	\$201.03	\$259.99	\$209.05	\$769.57	-\$69.57
5603	Photocopy	\$1,000.00	\$98.80	\$44.60	\$214.30		\$357.70	\$642.30
5605	Postage	\$300.00	\$219.87	\$52.17	\$41.51		\$313.55	-\$13.55
5607	Office Equipment	\$0.00		\$237.55	\$0.00		\$237.55	-\$237.55
5700	Internet & Website Costs	\$1,200.00			\$0.00		\$0.00	\$1,200.00
5900	Publication & Legal Notices	\$2,000.00	\$432.06		\$297.06	\$35.00	\$764.12	\$1,235.88
6000	Televising Meetings	\$1,700.00		\$1,350.80	\$924.85	\$208.96	\$2,484.61	-\$784.61
6100	Audit Services	\$3,025.00	\$1,550.00		\$1,450.00		\$3,000.00	\$25.00
6200	Bookkeeping	\$4,800.00	\$369.33	\$418.96	\$1,124.33	\$39.90	\$1,952.52	\$2,847.48
6300	Legal Counsel (S Browne)	\$6,000.00	\$1,500.00	\$1,470.00	\$1,500.00	\$650.66	\$5,120.66	\$879.34
6400	A-87 Costs County Services	\$2,010.00			\$1,060.00		\$1,060.00	\$950.00
6500	Insurance - General Liability	\$1,000.00			\$0.00		\$0.00	\$1,000.00
6600	Memberships (CALAFCO/CSDA)	\$2,100.00		\$1,231.00	\$0.00		\$1,231.00	\$869.00
6740	In-County Travel & Stipends	\$4,300.00	\$702.60	\$411.56	\$623.44	\$156.48	\$1,894.08	\$2,405.92
6750	Travel & Lodging Expenses	\$5,000.00		\$1,805.08	\$0.00		\$1,805.08	\$3,194.92
6800	Conferences (Registrations)	\$3,000.00	\$1,215.73		\$0.00		\$1,215.73	\$1,784.27
	Computer Support Technician				\$87.56		\$87.56	-\$87.56
7000	MSR & SOI Updates						\$0.00	\$0.00
7001	MSR Reviews - Admin	\$15,000.00		\$245.00	\$1,343.75	\$787.50	\$2,376.25	\$12,623.75
7501	SOI Updates	\$39,000.00	\$1,313.35	\$6,115.95	\$8,769.41	\$369.30	\$16,568.01	\$22,431.99
	GIS Mapping	\$3,622.00			\$1,161.96	\$525.19	\$1,687.15	\$1,934.85
Monthly/ Year to Date Totals		\$166,597.00	\$23,694.12	\$28,655.55	\$42,725.53	\$7,689.49	\$95,075.20	\$63,832.31
CONTRACTS/OTHER								
7000	Cemetery Dist. MSRs (UHC) (Closed)	\$3,900.00	\$653.38	\$3,241.15	\$0.00	\$0.00	\$3,894.53	\$5.47
8000	N. of 10 Mile Map Correction (SHN)	\$2,000.00	\$2,000.00	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00
7000	Baracco & Associates (Closed)	\$2,400.00	\$2,400.00	\$0.00	\$0.00	\$0.00	\$2,400.00	\$0.00
7000	Planwest Website Transition (Closed)	\$2,460.00	\$2,170.00	\$0.00	\$0.00	\$0.00	\$2,170.00	\$290.00
Contracts/Other to Date Totals		\$10,760.00	\$7,223.38	\$3,241.15	\$0.00	\$0.00	\$10,464.53	\$295.47
EXPENSES AND CONTRACTS TOTALS		\$177,357.00	\$30,917.50	\$31,896.70	\$42,725.53	\$7,689.49	\$105,539.73	\$64,127.78
APPLICATIONS		DEPOSIT						
	Irish Beach WD Moores Annexation	\$-610.56	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	-\$610.56
	City Overlap Area from Ft Bragg RFPD (FBFPD Detachment)	\$7,452.37	\$0.00	\$7,452.37	\$0.00	\$0.00	\$7,452.37	\$0.00
8016	AVCSD (Ambulance) Activation of Latent Powers & Annexation	\$6,000.00	\$1,898.75	\$178.75	\$1,102.50	\$2,219.93	\$5,399.93	\$600.07
	City of Ukiah Detachment of UVCSD lands	\$1,532.75	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,532.75
Applications to Date Totals		\$14,374.56	\$1,898.75	\$7,631.12	\$1,102.50	\$2,219.93	\$12,852.30	
EXPENSES, CONTRACTS, AND APPLICATION TOTALS			\$32,816.25	\$39,527.82	\$43,828.03	\$9,909.42	\$118,392.03	

Operations (Checking) Account Balance \$ 54,078.62 as of 3/31/17
 Legal Reserve Balance \$ 50,000.00 as of 3/31/17
 Operations Reserve Balance \$ 40,226.63 as of 3/31/17



Uma Hinman Consulting

PO Box 1251 | Cedar Ridge, CA 95924

(916) 813-0818

uhinman@comcast.net

Date April 23, 2017
To Mendocino LAFCo
Project Executive Officer Services
Work Period March 27, 2017 - April 23, 2017

Invoice No. 319
Invoice Total \$ 7,721.08

Account	Description	Staff/Hours			Other (At Cost)	Totals
		Hinman EO (\$90)	Feiler Analyst (\$65)	Salomone Clerk (\$39.90)		
5300	Basic Services	23.75	8.00	40.50		\$ 4,273.45
5601	Office Supplies Quickbooks Online Fee				\$ 31.00	\$ 31.00
6200	Bookkeeping			1.00		\$ 39.90
7001	Municipal Service Reviews	8.75				\$ 787.50
7501	Sphere of Influence Updates	1.00		7.00		\$ 369.30
8016	Applications (AVCSD)	0.50	33.00	0.75		\$ 2,219.93
Totals		\$ 3,060.00	\$ 2,665.00	\$ 1,965.08	\$ 31.00	\$ 7,721.08

Basic Services

Prepared, posted and distributed April 3 agenda and packet materials. Coordinated meeting packet preparation. Transcribed and reviewed draft April meeting minutes for review at next meeting. Staffed office during the time period. Preparing May meeting agenda and staff reports, posted notices and agendas. Compiled claims for May agenda.

Preparation of draft proposed 2017/2018 budget. Correspondence with fire districts, legal counsel, and other EOs regarding ambulance services and County EOS and LAFCo SOI relationship. Attended meeting with Elk CSD, AVCSD, Coastal Valley EMS to discuss roles.

Bookkeeping (Other Services)

Compiled claims for Commissioner review and approval at May meeting. Entered claims into Quickbooks and prepared checks for claims to be authorized at May 1 meeting. Reviewed claims, bank records, etc.

Sphere of Influence Updates

Clerk met with RRFCD staff regarding RRFCD SOI Update. Prepared public hearing draft RRFCD. Finalized MSR/SOI for the cemetery districts, prepared for mailing.

Municipal Service Reviews

Worked on draft Fort Bragg MSR/SOI Update.

Applications

Coordinated with AVCSD staff regarding application; per Fire Chief, District will drop annexation and proceed with activation of latent powers. Staff discussed application with LAFCo Counsel, processed application for May 1 hearing.

Law Offices of P. Scott Browne

131 South Auburn Street
Grass Valley, CA 95945

(530) 272-4250
(530) 272-1684 Fax

Marsha A. Burch
Of Counsel

Mendocino Lafco
200 South School Street, Suite F
Ukiah, CA 95482

Period Ending:

4/15/2017

Payment due by the 15th of next month

In Reference To: CLIENT CODE: MENDO-01

Professional Services

	<u>Hours</u>
3/17/2017 PSB Draft case study. (Time split evenly between other LAFCo clients).	0.25
3/23/2017 PSB Review and respond to emails re: AB 464; Review language for presentation. (Time split evenly between other LAFCo clients).	0.33
3/29/2017 PSB Prepare presentations for staff workshop; AB 464 status; Conference call. (Time split evenly between other LAFCo clients).	0.50
3/30/2017 PSB Return telephone call from Uma	0.50
4/4/2017 PSB Travel to Fresno for conference (Time split evenly between other LAFCo clients).	0.83
4/5/2017 PSB CALAFCo conference (Time split evenly between other LAFCo clients).	1.00
4/6/2017 PSB Give presentation on 56133; Attend conference (Time split evenly among other LAFCo clients).	1.33
4/7/2017 PSB Give presentation on CEQA; Attend conference; Travel from Fresno (Time split evenly between other LAFCo clients).	1.50

SUBTOTAL:

[6.24]

	<u>Hours</u>	<u>Amount</u>
Total Professional Hours	6.24	\$500.00
 <u>Additional charges:</u>		
4/12/2017 4/4 - 4/7: CALAFCo Conference Hotel (Cost split between other LAFCo clients).		150.66
		<hr/>
SUBTOTAL:	[150.66]
		<hr/>
Total costs		\$150.66
		<hr/>
Total billing this month		\$650.66
Per Representation Agreement, flat fee of \$500/month.		
Previous balance		\$500.00
 <u>Payments and Credit Activity</u>		
4/12/2017 Payment - Thank You. Check No. 1233		(\$500.00)
		<hr/>
Total payments and adjustments		(\$500.00)
		<hr/>
<i>TOTAL BALANCE NOW DUE</i>		<i>\$650.66</i>
		<hr/> <hr/>

Please make your check for this bill payable to P. SCOTT BROWNE, ATTORNEY. Please write the CLIENT CODE shown on this statement on your check to insure proper credit. Thank you!

ANDERSON VALLEY ADVERTISER

14111 Hwy 128 Suite B, Boonville CA 95415
Telephone (707) 895-3016
email ava@pacific.net

PROOF OF PUBLICATION
(2015.5 C.C.P)

STATE OF CALIFORNIA)
County of Mendocino)ss

Notice Type: Public Hearing

Ad Description: Lafco - 5/1/17 mtg

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of the **ANDERSON VALLEY ADVERTISER**, a newspaper printed in and published in the County of Mendocino, which has been adjudged a newspaper of general circulation by the Superior Court of the County of Mendocino, State of California, under the date of July 13th, 1956 Case Number 10361. That notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

4/12/17

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated at Boonville, California

this _____ day of _____, 20____.

Notice of Public Hearing:

NOTICE IS HEREBY GIVEN that on Monday, May 1, 2017, at 9:00 AM (or as soon thereafter as the matter may be heard) in the Mendocino County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, the Mendocino Local Agency Formation Commission (LAFCo) will hold a public hearing to consider the following: Anderson Valley Community Services District Activation of Latent Powers (LAFCo File No. L-2016-01. The Anderson Valley Community Services District Board of Directors has submitted a Resolution of Application to LAFCo to activate latent powers to provide ambulance services authorized by Section 61100(d) of the California Government Code. This project is categorically exempt from further review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Class 20 (CCR Section 15320). Copies of all related documents are on file and may be reviewed at the LAFCo website (www.mendolafco.org) or at the LAFCo office. If you cannot attend the public hearing described in this notice, you may submit written comments prior to the hearing. Please direct comments, questions, and requests to review documents to LAFCo, 200 South School Street, Ukiah, CA 95482; e-mail: eo@mendolafco.org; phone: (707) 463-4470. All interested persons are invited to attend, be heard, and participate in the hearings.

BY ORDER OF THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION UMA HINMAN, Executive Officer
Date Posted: April 10, 2017
Published 4/12/2017

Ukiah Daily Journal

617 S. State St
Ukiah, California 95482
(707) 468-3500
advertising@record-bee.com

2117504

MENDOCINO COUNTY LAFCO
200 SOUTH SCHOOL ST
UKIAH, CA 95482

Legal No. **0005932787**

**PROOF OF PUBLICATION
(2015.5 C.C.P.)**

**STATE OF CALIFORNIA
COUNTY OF MENDOCINO**

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Ukiah Daily Journal, a newspaper of general circulation, printed and published daily in the City of Ukiah, County of Mendocino and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Mendocino, State of California, under the date of September 22, 1952, Case Number 9267; that the notice, of which the annexed is a printed copy (set in type not smaller than non-pareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

04/06/2017

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Ukiah, California,
April 6th, 2017



Molly E. Lane, LEGAL CLERK

Notice of Public Hearing:

NOTICE IS HEREBY GIVEN that on Monday, May 1, 2017, at 9:00 AM (or as soon thereafter as the matter may be heard) in the Mendocino County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, the Mendocino Local Agency Formation Commission (LAFCo) will hold a public hearing to consider the following: **Anderson Valley Community Services District Activation of Latent Powers (LAFCo File No. L-2016-01)**. The Anderson Valley Community Services District Board of Directors has submitted a Resolution of Application to LAFCo to activate latent powers to provide ambulance services authorized by Section 61100(d) of the California Government Code. This project is categorically exempt from further review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Class 20 (CCR Section 15320). Copies of all related documents are on file and may be reviewed at the LAFCo website (www.mendolafco.org) or at the LAFCo office. If you cannot attend the public hearing described in this notice, you may submit written comments prior to the hearing. Please direct comments, questions, and requests to review documents to LAFCo, 200 South School Street, Ukiah, CA 95482; e-mail: eo@mendolafco.org; phone: (707) 463-4470. All interested persons are invited to attend, be heard, and participate in the hearings. BY ORDER OF THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION UMA HINMAN, Executive Officer Date Posted: April 10, 2017

Ukiah Daily Journal

617 S. State St
Ukiah, California 95482
(707) 468-3500
advertising@record-bee.com

2117504

MENDOCINO COUNTY LAFCO
200 SOUTH SCHOOL ST
UKIAH, CA 95482

Legal No. **0005933819**

**PROOF OF PUBLICATION
(2015.5 C.C.P.)**

**STATE OF CALIFORNIA
COUNTY OF MENDOCINO**

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Ukiah Daily Journal, a newspaper of general circulation, printed and published daily in the City of Ukiah, County of Mendocino and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Mendocino, State of California, under the date of September 22, 1952, Case Number 9267; that the notice, of which the annexed is a printed copy (set in type not smaller than non-pareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

04/08/2017

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Ukiah, California,
April 8th, 2017



Molly E. Lane, LEGAL CLERK

Notice of Public Hearing:

NOTICE IS HEREBY GIVEN that on Monday, May 1, 2017, at 9:00 AM (or as soon thereafter as the matter may be heard) in the Mendocino County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, the Mendocino Local Agency Formation Commission (LAFCo) will hold a public hearing to consider the following: **Proposed Budget for Fiscal Year 2017-18 & Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for The Russian River Flood Control and Water Conservation Improvement District.** This item is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15306 and Section 15061(b)(3). Copies of all related documents are on file and may be reviewed at the LAFCo website (www.mendolafco.org) or at the LAFCo office. If you cannot attend the public hearing described in this notice, you may submit written comments prior to the hearing. Please direct comments, questions, and requests to review documents to LAFCo, 200 South School Street, Ukiah, CA 95482; e-mail: eo@mendolafco.org; phone: (707) 463-4470. All interested persons are invited to attend, be heard, and participate in the hearings. BY ORDER OF THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION, UMA HINMAN, Executive Officer,
Date Posted: April 10, 2017

Fort Bragg Advocate-News

690 S. Main Street
PO Box 1188
Fort Bragg, California 95437
707-964-5642

2117504

MENDOCINO COUNTY LAFCO
200 SOUTH SCHOOL ST
UKIAH, CA 95482

PROOF OF PUBLICATION (2015.5 C.C.P.)

STATE OF CALIFORNIA COUNTY OF MENDOCINO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the Office Clerk of the Fort Bragg Advocate-News, a newspaper of general circulation by the Superior Court of the County of Mendocino, State of California under the date of May 9, 1952 - Case Number 9151, that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been printed in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates:

04/13/2017

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Ukiah, California,
April 13th, 2017



Mary Martin, LEGAL CLERK

Legal No. **0005933954**

Notice of Public Hearing:

NOTICE IS HEREBY GIVEN that on Monday, May 1, 2017, at 9:00 AM (or as soon thereafter as the matter may be heard) in the Mendocino County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, the Mendocino Local Agency Formation Commission (LAFCo) will hold a public hearing to consider the following: **Proposed Budget for Fiscal Year 2017-18.** Copies of all related documents are on file and may be reviewed at the LAFCo website (www.mendolafco.org) or at the LAFCo office. If you cannot attend the public hearing described in this notice, you may submit written comments prior to the hearing. Please direct comments, questions, and requests to review documents to LAFCo, 200 South School Street, Ukiah, CA 95482; e-mail: eo@mendolafco.org; phone: (707) 463-4470. All interested persons are invited to attend, be heard, and participate in the hearings. BY ORDER OF THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION, UMA HINMAN.

Executive Officer,
Date Posted:
April 10, 2017
Publish:
04/13/2017

The Willits News

77 W Commercial Street
PO Box 628
Willits, CA 95490
707-459-4643
2117504

MENDOCINO COUNTY LAFCO
200 SOUTH SCHOOL ST
UKIAH, CA 95482

PROOF OF PUBLICATION

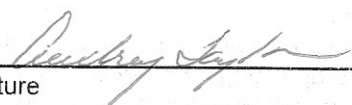
**STATE OF CALIFORNIA
COUNTY OF MENDOCINO**

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of The Willits News, a newspaper of general circulation, printed and published Every Wednesday and Friday in the City of Willits, California, County of Mendocino, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Mendocino, State of California, in the year 1903, Case Number 9150; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

04/07/2017

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Willits, California this 7th day of April, 2017.



Signature

Legal No. 0005932825

WN17009
Notice of Public Hearing:

NOTICE IS HEREBY GIVEN that on Monday, May 1, 2017, at 9:00 AM (or as soon thereafter as the matter may be heard) in the Mendocino County Board of Supervisors Chambers, 501 Low Gap Road, Ukiah, California, the Mendocino Local Agency Formation Commission (LAFCo) will hold a public hearing to consider the following: **Proposed Budget for Fiscal Year 2017-18.**

Copies of all related documents are on file and may be reviewed at the LAFCo website (www.mendocinolaafco.org) or at the LAFCo office. If you cannot attend the public hearing described in this notice, you may submit written comments prior to the hearing. Please direct comments, questions, and requests to review documents to LAFCo, 200 South School Street, Ukiah, CA 95482; e-mail: eo@mendocinolaafco.org; phone: (707) 463-4470. All interested persons are invited to attend, be heard, and participate in the hearings. BY ORDER OF THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION, UMA HINMAN, Executive Officer, Date Posted: April 10, 2017

04/07/2017

MENDOCINO
Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Larkyn Feiler, Analyst
SUBJECT: **Public Hearing** for the Anderson Valley Community Services District Activation of Latent Powers for Ambulance Services (LAFCo File No. L-2016-01)

Public Hearing

This is a Public Hearing to consider a proposal from the Anderson Valley Community Services District (AVCSD) to Activate Latent Powers for Ambulance Services authorized by Section 61100(d) of the California Government Code.

On June 15, 2016, the AVCSD Board of Directors held a public hearing and adopted Resolution No. 2016-05 requesting LAFCo to take proceedings for a reorganization consisting of the annexation of territory currently served by the District and the activation of latent powers to provide ambulance services. The original application proposed to annex all territory within the District's adopted Sphere of Influence (112,583-acres) and to detach one parcel of 80-acres (APN #153-190-03), which is located in a remote area that cannot reasonably be served by the District.

LAFCo staff issued a Notice of Filing to affected agencies, including the County Assessor and Auditor pursuant to Revenue and Taxation Code (RTC) Section 99(b). In accordance with RTC Section 99(b)(3) the County Auditor notified local agencies of the amount of property tax revenue generated within the territory proposed for annexation and the allocation factors for each of the local agencies in the territory. The analysis forms the basis for the applicant and County to negotiate the amount of property tax revenue to be exchanged among local agencies pursuant to RTC Section 99(b)(4). Processing of the LAFCo application was incomplete (incomplete letter sent to AVCSD August 2, 2016) and effectively on hold pending completion of a property tax exchange agreement as evidenced by submittal of an adopted resolution by both parties pursuant to Government Code Section 56658 & RTC Section 99(b)(6).

During the regularly scheduled LAFCo meeting on March 6, 2017, the District notified the Commission during the public comment period that it appeared no tax share agreement would be reached and indicated they would likely be withdrawing the annexation portion of the application. District staff also attended the April 3, 2017 regular Commission meeting and again spoke during the public comment period, requesting staff proceed with the application for latent powers and dropping the annexation and detachment portion. The Commission directed staff to proceed with processing the activation of latent powers as soon as possible in response to the District's urgency for meeting an eligibility deadline for an upcoming Exclusive Operating Agreement (EOA) solicitation by the County. Staff made processing the application a priority, scheduling it for a May 1 public hearing, and requested the District provide an official change in application letter as soon as possible.

On April 19, 2017, the District Board, at a regularly scheduled meeting, authorized the Chair of the Board Directors to sign a letter to LAFCo requesting a change in the scope of their application to remove the annexation/detachment component of the proposal and proceed with the activation of latent powers for ambulance services. The reason for the revised application was that it was determined by the District Board that it is currently infeasible to reach a satisfactory agreement between AVCSD and the County regarding an exchange of ad valorem property tax within the originally proposed annexation area. Upon receiving the District's letter changing the scope of the application, the application was deemed complete and EO Hinman sent a Certificate of Filing.

Background

The Anderson Valley Fire Department (AVFD) is part of AVCSD and is an "All Risk" fire protection agency that responds to incidents related to structure fires, hazardous materials (HAZMAT), medical emergencies, public assists, and any other emergency condition for which it is dispatched. AVFD has been providing Basic Life Support (BLS) level care as first responders on medical emergencies since 1955. AVFD currently has one full-time Fire Chief and 39 volunteers; 15 of its members are EMT-certified.

The Anderson Valley Ambulance Service (AVAS) is a community-based 501(c)3 non-profit organization that has been providing BLS and Limited Advanced Life Support (LALS) ambulance services to the Anderson Valley community since the 1950's. AVAS currently has two part-time employees, 15 volunteer EMTs, and 6 non-EMT drivers. Of the 15 AVFD EMTs, 9 also volunteer for AVAS.

The AVCSD proposal to activate latent powers for ambulance services will allow these two organizations to combine their efforts and enhance the delivery of emergency response services in Anderson Valley. The fire protection and emergency first responder services provided by AVFD are closely tied with the ambulance services provided by AVAS. Operationally, AVFD and AVAS have worked together successfully for decades and their respective personnel both respond to the majority of 911 calls for motor vehicle accidents and medical aids in the Anderson Valley community. In addition, AVFD and AVAS are predominantly volunteer-based with numerous individuals serving both organizations. Additionally, they share training resources and conduct joint training activities on a regular basis.

This activation of latent powers for AVCSD will allow the two entities to pursue efforts to bring the AVAS ambulance service under AVCSD governance and operations. Should the two entities combine, it will eliminate organizational redundancies and provide multiple service efficiencies including improving emergency response for the Anderson Valley community by providing a single point of contact and streamlining operational and administrative functions. Additionally, there will be financial benefits of combining fire protection and ambulance services due to the economy of scale in addressing overhead costs jointly instead of separately. Further, when a public agency provides ambulance services they are eligible to receive higher reimbursement rates from tax-funded healthcare programs such as Medicare and Medicaid which results in more revenue to provide the same service.

While the activation of latent powers is under LAFCo authority, the combining of the two entities is not because AVAS is a private, non-profit entity. The activation of latent powers for AVCSD will allow the District and AVAS to pursue combining of their services. This will in turn enable them to be eligible to jointly participate in pursuing a contract for the Exclusive Operative Agreement (EOA)

for ambulance services that is anticipated to be released by the County and Coastal Valley Emergency Medical Services (EMS) early summer 2017.

Plan for Services

A Plan for Services is required for a proposal to activate latent powers by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH) pursuant to Sections 56653 and 56824.12. The Plan for Services must provide information related to the following:

- 1) total cost to provide the new service,
- 2) estimated cost of services for customers,
- 3) identification of any existing service providers,
- 4) plans for financing the establishment of the new service, and
- 5) alternatives to the establishment of the new service within the District's jurisdictional boundary.

The AVCSD Plan for Services (Attachment 4) adequately satisfies the applicable requirements of CKH and Local Policies and Procedures.

Ambulance Service Funding

The new ambulance service provided by AVCSD will entail minimal start-up costs since it is planned to be provided with the AVAS resources. AVAS has a fully functional and self-sustaining ambulance operation with an annual budget of approximately \$100,000. Efforts are underway for an operational transfer of equipment, supplies, and personnel from AVAS to AVCSD. Further, no capital improvements or purchases are necessary to continue ambulance services.

Emergency medical transport is a bill-for-service function; therefore, the cost to operate the ambulance service will be recovered primarily through service rates established by AVCSD. In addition, AVCSD will continue an AVAS membership program, which covers any potential co-pay for members after their insurance company has been billed for transport services. Further, AVAS will maintain its non-profit status and act as a fundraising association for the ambulance service. Finally, AVCSD will be eligible for more revenue through the Inter-Governmental Transfer (IGT) Funding, which reimburses government agencies for the difference between Medicare and Medical insurance payments and the actual cost of service.

Other Ambulance Service Providers

Coastal Valley EMS has been designated as the Local Emergency Medical Services Agency (LEMSA) for Mendocino County and is responsible for regulating and monitoring out-of-hospital emergency medical services providers. This includes the licensing and/or permitting of ambulance provider companies, hospitals, coordination and monitoring of air and ground ambulances, certification and/or accreditation of pre-hospital care personnel (EMT and paramedics), policy development and implementation, medical control, quality improvement, and disaster medical response preparedness.

AVAS is the only existing ambulance service provider based in Anderson Valley. Due to the dynamic and unpredictable nature of emergency medical services, AVAS is not the only ambulance service provider that could be dispatched to an emergency in Anderson Valley. The next closest ambulance responders to Anderson Valley would likely be Medstar, which is an Advanced Life Support (ALS) provider with resources located in the Ukiah Valley area. Currently, AVCSD and AVAS are the first responders serving the Anderson Valley area, with ALS response concurrently dispatched from the Ukiah Valley. For patients needing ALS care, first responders typically provide transport services to meet and transfer the patient to Medstar.

The ambulance service providers primarily serving areas adjacent to Anderson Valley include: Cloverdale Health Care District, Coast Life Support District, Elk Fire and Ambulance, Mendocino Coast District Hospital, and Medstar. The area outside the AVCSD boundary is located within County Service Area (CSA) #3, although this entity does not provide emergency medical services. AVAS is currently the only entity providing similar services to the area that AVCSD will serve. Due to the efforts underway to bring the AVAS ambulance service under AVCSD governance and operations, there is no potential for customers of other similar service providers in the area to be adversely affected by activating the District's power to provide ambulance services in Anderson Valley (Government Code Section 56824.12(a)(3)).

CEQA

This project is categorically exempt from further review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Class 20 (CCR Section 15320 Changes in Organization of Local Agencies). Class 20 involves a change in the organization of a local governmental agency where the change does not alter the geographical area in which previously exercised powers are exercised.

Protest Proceedings

This proposal is subject to the normal protest procedures of Section 57075. Staff is proposing that the Commission authorize the Executive Officer to conduct the protest proceedings.

Recommendation

Staff recommends that the Commission take the following action:

- (1) Find the Anderson Valley Community Services District application to activate latent powers for ambulance services is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Class 20 (CCR Section 15320); and
- (2) Adopt LAFCo Resolution 16-17-10, thereby approving the activation of ambulance services authorized by California Government Code Section 61100(d) as detailed in the Plan for Services prepared by the Anderson Valley Community Services District.
- (3) Direct the Executive Officer to conduct a protest hearing pursuant to Government Code Section 57075.

Attachments:

- (1) AVCSD Resolution of Application
- (2) AVCSD Letter Requesting a Change in Project Scope
- (3) AVCSD Plan for Services
- (4) AVCSD Updated Draft Financial Information
- (5) LAFCo Resolution 16-17-10

ANDERSON VALLEY COMMUNITY SERVICES DISTRICT

RESOLUTION NO. 2016-05

**RESOLUTION OF APPLICATION BY THE ANDERSON VALLEY COMMUNITY SERVICES DISTRICT
REQUESTING THE MENDOCINO LOCAL AGENCY FORMATION COMMISSION
TAKE PROCEEDINGS FOR A REORGANIZATION CONSISTING OF THE ANNEXATION OF TERRITORY
CURRENTLY SERVED BY THE DISTRICT AND THE ACTIVATION OF POWERS TO PROVIDE AMBULANCE
SERVICES**

WHEREAS, the Board of Directors of the Anderson Valley Community Services District desires to adopt a Resolution of Application to initiate proceedings pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Section 56000 of the California Government Code, for a Reorganization consisting of the annexation of territory currently served by the district and the activation of powers to provide ambulance services ("Reorganization"); and

WHEREAS, the Anderson Valley Community Services District currently provides fire protection, street lighting, airport, and recreation services within its existing jurisdictional boundaries; and

WHEREAS, the existing jurisdictional boundaries consist of approximately 101,936 acres; and

WHEREAS, the proposed Reorganization includes the following jurisdictional changes:

1. Annexation of approximately 114,042 acres of unincorporated territory for which the District currently provides fire protection services outside its district boundaries but within its sphere of influence; and
2. Detachment of approximately 80 acres (APN 153-190-03), which would require a concurrent sphere of influence amendment; and
3. Activation of powers to provide ambulance services authorized by Section 61100(d) of the California Government Code within the existing and proposed district boundaries.

WHEREAS, the proposed boundary would be consistent with the current sphere of influence of the Anderson Valley Community Services District, which was updated by the Commission on December 7, 2015; and

WHEREAS, the principle reasons for the proposed Reorganization are as follows:

1. The Anderson Valley Community Services District has provided fire protection services to the annexation area for at least 32 years; and
2. The proposed annexation would enable the district to extend its existing funding sources to the annexation area to support existing service and improve future service delivery; and
3. The proposed annexation would establish district boundaries that clearly define service responsibility for the benefit of neighboring fire service providers, land use authorities, the public, and other service providers; and

4. The proposed activation of powers to provide ambulance services would allow the Anderson Valley Community Services District to pursue a functional merger by contract with the Anderson Valley Ambulance Service, an independent non-profit entity that currently provides ambulance services to the Anderson Valley community; and
5. The proposed merger into a single entity for fire/rescue and EMS transport would support the provision of local ambulance services and improve financial and operational efficiencies.

WHEREAS, the proposed reorganization is not subject to the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15061(b)(3) for it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment – where the activity is expansion of a district boundary to include areas that are already served by the district or existing non-profit service provider, and that does not involve development or a change in the manner in which an existing service is provided; and

WHEREAS, the subject territory is inhabited (i.e., 12 or more registered voters), and a description of the external boundary of the territory is set forth in Exhibit “A”, attached hereto and by this reference incorporated herein; and

WHEREAS, the Anderson Valley Community Services District requests that the proposed reorganization be subject to the following terms and conditions:

1. Agreement regarding the exchange of ad valorem property tax within the proposed annexation area approved by the Anderson Valley Community Services District Board of Directors; and
2. Require that the existing Anderson Valley Community Services District benefit assessment be extended to all land within the proposed annexation areas to fund fire protection services.

WHEREAS, the Board of Directors has considered the oral and/or written testimony made by any affected local agencies or interested persons appearing at the public meeting on the Resolution of Application.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Anderson Valley Community Services District as follows:

1. The above recitals are true and correct.
2. This Resolution of Application is hereby approved and adopted by the Anderson Valley Community Services District, and the Mendocino Local Agency Formation Commission is hereby requested to take proceedings for the proposed Reorganization in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.
3. An application with supporting documentation as required by the Commission shall be submitted for the proposed Reorganization to the Mendocino Local Agency Formation Commission.

Passed and adopted by the Board of Directors of the Anderson Valley Community Services District at a regular meeting thereof held on the 15th of June, 2016, by the following vote:

AYES: Valerie Hanelt, Kathleen McKenna, Kirk Wilder, Joanne Clark

NOES:

ABSTAIN:

ABSENT: Paul Soderman

Valerie Hanelt

President

Anderson Valley Community Services District

ATTEST:

Joy M. Andrews

Secretary

Anderson Valley Community Services District

ANDERSON VALLEY COMMUNITY SERVICES DISTRICT
P. O. Box 398 – 14281 Highway 128
Boonville, CA 95415
(707) 895-2075 – FAX (707) 895-2239

Directors:	Valerie Hanelt, Chair	CSD General Manager:	Joy Andrews
	Kirk Wilder	Fire Chief:	Andres
Avila			
	Kathleen McKenna	Airport Committee Chair:	Kirk
Wilder			
	Joanie Clark	Recreation Committee Chair:	Shauna
Espinosa			
	Paul Soderman	Secretary to the Board:	Patty Liddy

April 21, 2017

To Whom It May Concern:

The Anderson Valley Community Services District and the Anderson Valley Fire Department have unanimously voted to drop the annexation and detachment portions of our application. We will only be pursuing the activation of latent powers of the application.

This was unanimously voted on at the March 15, 2017 AVCSD Board meeting.

Sincerely,



Valerie Hanelt
Chair
AVCSD

Cc: LAFCo Commission
LAFCo Staff

SUBMITTAL G - PLAN FOR PROVIDING SERVICES

Plan for Providing Services

The boards of directors of AVCSD and Anderson Valley Ambulance Service have authorized the managers of their respective organizations to pursue combining the two within AVCSD. They recognize an historic opportunity to combine two strong, successful and complementary community-based organizations in a way that enhances delivery of emergency response services.

Description of Services: (Code 56653 b1 and b2)

Anderson Valley Fire Department (AVFD) is a service provided by AVCSD. The AVFD is an "All Risk" fire protection service and responds to fire, HAZMAT, medical emergencies, public assists, agency assists, and any other hazardous condition. AVFD has been providing BLS care as first responders on medical emergencies since its formation. AVFD currently has 39 volunteers and 1 paid Chief. Of the 40 members of the AVFD 15 are EMT's.

Anderson Valley Ambulance Services is a community based 501(c)3 non-profit organization that has been providing ambulance transportation services since the 1950's. It officially incorporated in 1972. AVAS provides BLS and LALS ambulance services in the Anderson Valley and beyond based on the local County response criteria. AVAS currently has 15 Volunteer EMT's, 6 non-EMT drivers, and 2 part time employees.

Of the 15 AVFD EMT's 9 are currently volunteering for the AVAS.

Each of these proposals is discussed below. In addition, there is supporting information regarding Anderson Valley Ambulance Service, which is a material part of this proposal.

Annexation

The AVFD has historically responded to all emergencies in a number of geographic areas that lie outside the AVCSD tax and benefit assessment base. AVCSD is now seeking to annex these areas, so that AVCSD's District Boundaries will more truly represent AVFD's response area.

- As the AVFD is currently responding to these areas there would be no additional costs incurred by the AVCSD. (Code 56824.12 - 1)
- Financial Impact: Property owners in the annexed areas would not see an increase in property taxes. They would however be subject to the current benefit assessment levy which was approved under Measure A. (Code 56824.12 - 2)

Currently AVCSD has contracts with a few property owners outside the District Boundaries but within AVFD's sphere of influence and response area. These property owners pay an annual fee to AVFD for fire protection. Individual property owners who are not under contract will be billed for services per the current fee approved by the AVCSD Board. Once the annexation occurs the impacted parcels would only be subject to the current benefit assessment. (See Attachment A).

Appendix

AVFD and the community would benefit from this annexation by receiving additional funding through the Measure A benefit assessment for any parcels that qualify. This

SUBMITTAL G – PLAN FOR PROVIDING SERVICES

funding will help support the infrastructure and services which currently respond to the proposed annexed parcels which are within the AVFD’s sphere of influence.

- AVFD is the primary “All Risk” Fire department currently providing services in this area. CalFire has jurisdictional authority over all wildland fire incidents outside any incorporated areas and provides a joint response to these affected areas. CalFire also has an automatic aide agreement with AVFD under which CalFire responds when they’re available to assist. There would be no change in existing services or costs to the parcels in the affected area other than mentioned above. (Code 56824.12-3)
- There will be no change in the existing services provided to the impacted parcels. (Code 56824.12-4)

Activation of Latent Power

The proposed **activation of latent power** would authorize AVCSD to provide Basic Life Support (BLS), Limited Advanced Life Support (LALS), and Advanced Life Support (ALS) ambulance transport service.

- Total estimated cost to the AVCSD to provide BLS and LALS ambulance transport service is \$100,000. See attached budget *(see Appendix B)*.

Start up costs would be negligible because AVCSD has a plan in progress to merge Anderson Valley Ambulance Service into the Anderson Valley Fire Department. AVAS currently has a fully functional and self-sustaining operation with a budget of approximately \$100,000. Any expenses related to operational transfer would be supported by AVAS. (Code 56824.12-1)

- Ambulance transport is a bill-for-service function. As such there is a set fee schedule for the services provided *(see Appendix C)*. AVAS currently has a membership program which covers any potential co-pay for members after their insurance company has been billed for transport services. One membership option includes two local Air Ambulance providers (CalStar and REACH).

- AVAS Only \$ 50.00
- AVAS, CalStar, and REACH \$125.00

With the merger, this membership program would be transferred to the AVCSD and continued. There would be no additional expenses to residents of the AVCSD service area. (Code 56824.12-2)

- The only existing ambulance service provider based in the impacted service area is AVAS and the intent is to merge with the AVFD, so there would be no negative financial impact to the AVAS membership or customer base. (Code 56824.12-3)
- No financing is required. AVAS is a self-sustaining organization. The current budget for this service is below *(see Appendix B)* Funding sources include:

SUBMITTAL G – PLAN FOR PROVIDING SERVICES

- The current membership program
- Billing service users and their insurance companies
- Fundraising and donations

One known additional funding opportunity is available if the AVAS merges with the AVFD. This is from Inter Governmental Transfer (IGT) Funding which reimburses government agencies for the difference between Medicare and Medical payments and the actual cost of services. This has the potential to be significant. (Code 56824.12-5)

- One alternative to activating this latent power is to continue operating as two separate organizations, one public (AVCSD) and one private (AVAS). (Code 56824.12-6)

PLAN FOR PROVIDING BLS/ALS TRANSPORTATION SERVICES

Organization

- AVAS would be merged into the AVFD and operate under the authority of the Fire Chief.
- The AVAS Board would maintain its non-profit status and act as a fundraising association for the ambulance service.
- Within AVCSD, the ambulance service would be accounted for separately in order to maintain financial transparency.

Operations

Management:

- The ambulance operations would be placed under the AVFD management. To maintain continuity, the current AVAS Manager and Assistant Manager would remain in place for at least one year. After this period the operational structure would be evaluated for effectiveness and efficiency. (See Appendix D)
- The ambulance's current Medical Director would remain in the role.
- Ambulance volunteers would become employees of the AVFD and operate under the AVFD policies and procedures. This would increase the combined volunteer base to 51.
- Current AVAS policies regarding Ambulance Transport, patient documentation and patient care would be maintained and transferred to AVFD.

SUBMITTAL G – PLAN FOR PROVIDING SERVICES

Apparatus and supplies:

- AVAS would transfer title to the current ambulance and all relevant supplies to the AVCSD. It will also transfer its current arrangement for housing with the AV Health Clinic.

Billing:

- Current transport and medical billing for AVAS is being done through Wittman and Associates. This would continue as they are familiar with medical billing. There may also be an opportunity to transfer AVFD billing for emergency services to this agency as well.

Finances/Income

- Estimated revenues based on historical trends include insurance billings, an annual membership program with 500 subscribers, and fundraising. *(See Appendix B)*

Summary

Annexation is a crucial step in correcting the financial base and supporting the infrastructure for existing and future fire and emergency services.

Merging the AVAS within AVCSD would improve efficiency and services for the local community and visitors and provide Mendocino County a single local organization for emergency response in the Anderson Valley region *(See Appendix E-outreach flier)*.

Bringing Anderson Valley Ambulance Service into the Anderson Valley Fire Department presents positive opportunities for the two organizations. Both enjoy strong community support and this could be developed even further by the two organizations working together.

Appendix List

- A-Measure A
- B-Budget
- C-Fee Schedule
- D-Org Chart
- E-Outreach Flier

MEASURE A
ANDERSON VALLEY COMMUNITY SERVICES DISTRICT

Resolution No. 95-

A Resolution OF THE ANDERSON VALLEY COMMUNITY SERVICES DISTRICT
ESTABLISHING A BENEFIT ASSESSMENT TO FINANCE
FIRE SUPPRESSION SERVICES

The Board of Directors of the Anderson Valley Community Services District resolves as follows:

SECTION 1. AUTHORIZATION: This Resolution for the levy of a benefit assessment for fire suppression services is expressly authorized by Sections 50078 through 50078.20 of the Government Code.

SECTION 2. DEFINITIONS:

- (a) "Assessment" shall mean the benefit assessment authorized by and imposed pursuant to this Resolution.
- (b) "District" shall mean the Anderson Valley Community Services District.
- (c) "Board of Directors" shall mean the Board of Directors of the Anderson Valley Community Services District.
- (d) "Parcel of Real Property" shall mean a single parcel, ordinarily undivisible for purposes of building or resale. Where such a parcel is given more than one assessor's parcel number, it shall nevertheless, for the purposes of this Assessment, be considered a single parcel. The Recorder deed number shall be used to determine when parcels with different Assessor's parcel numbers should be considered to form parts of a single parcel. Parcels of real property may include "residential parcels", "commercial parcels", "industrial parcels", "agricultural parcels", "institutional parcels", "miscellaneous parcels" and such other parcels as may be recorded by the County Assessor. "Parcel of Real Property" shall not include wildland or watershed land located in a State Responsibility Area as defined in Public Resources Code Section 4102, except that such wildland or watershed land containing any improvement shall be subject to assessment.
- (e) "Unit" shall mean unit of benefit as defined in Section 8.
- (f) "Director" shall mean a member of the Board of Directors of the Anderson Valley Community Services District.
- (g) "Solid Waste Code" shall mean the code prepared by the Assessor's Office of the County of Mendocino designating how many residential or commercial units are found on each parcel.
- (h) "Use Code" shall mean that code assigned to a parcel by the Assessor's Office of the County of Mendocino.
- (i) "Fiscal Year" shall mean the period from July 1 of any year to June 30 of the following year.

SECTION 3. PURPOSE OF BENEFIT ASSESSMENT: The purpose for which this assessment is levied is to establish a stable source of supplementary funds to obtain, furnish, operate and maintain fire suppression equipment and services, and for the purpose of paying the salaries and benefits of fire fighting personnel, or both, whether or not fire suppression services are actually used by or upon a parcel, improvement, or property.

SECTION 4. CURRENT FUNDING: Fire suppression services in the district are being insufficiently funded by property taxes and donations.

SECTION 5. DETERMINATION OF NECESSITY: The level of fire suppression services which can be provided by existing and anticipated revenue sources has been determined by the Board of Directors of the District to be inadequate to meet current and future needs.

SECTION 6. LIMITATION UPON EXPENDING ASSESSMENT PROCEEDS: Any funds collected from the assessment authorized by this Resolution shall be expended, for fire suppression purposes, as described in SECTION 3 above, within the District, or within areas covered by mutual aid agreements. Any unexpended funds raised by

the assessment remaining at the end of the fiscal year shall be carried for the same purpose in the next fiscal year.

SECTION 7. LEVY: A benefit assessment to raise revenue to fund fire suppression services is hereby levied upon all real property within the district, except that of Federal, State, other governmental agencies, or wildland or watershed land located in a State Responsibility Area as defined in Public Resources Code Section 4102. Notwithstanding this general exemption, such wildland or watershed land containing any improvements shall be subject to assessment.

SECTION 8. ASSESSMENT RATE: A uniform schedule of units of benefit, based on the type of use of the property and the risk classification of the structures or other improvements or use of the property, is hereby established. The number of units assigned to a parcel is related to the benefits that accrue to the property assessed.

SECTION 8.1. DETERMINATION OF ASSESSMENT: The assessment per unit of benefit shall be twelve (\$12) dollars.

SECTION 8.2. LIMITATION ON ASSESSMENT: The assessment per unit of benefit will in no case exceed twelve (\$12) dollars.

SECTION 8.3. ADDITIONAL FUNCTIONS: The terms of this resolution shall not be construed to limit the ability of the District to take on additional necessary functions.

SECTION 9. SCHEDULE OF UNITS OF BENEFIT

SECTION 9.1. LIMITATION ON ASSESSMENT: NO PARCEL of Real Property within this District shall be assessed more than FIFTY (50) units of benefit.

SECTION 9.2. UNITS OF BENEFIT

a. **TYPE 1 PARCELS - AGRICULTURAL AND TIMBERLAND** (Use Codes 61-65, 41-44, 51-54): Agricultural and timberland parcels shall be classified as **TYPE 2** if the Solid Waste Code indicates that a residence is located thereupon. Parcels shall be classified as **TYPE 3** if there is located thereupon a business that *substantially* employs one or more *non-family* members in other than field-work agricultural pursuits.

Timberland (Use Codes 61-65)	0 Unit
Undeveloped Agricultural Land (Use Codes 53-54)	0
Developed Agricultural Land (Use Codes 41-44, 51, 52)	3 Units

b. **TYPE 2 PARCELS - RESIDENTIAL** (Use Codes 00-06, 21, 45, 55, 66, 67): The Solid Waste Code will be used to determine how many residential, housing or dwelling units are located on each parcel. For the purposes of this benefit assessment any parcel otherwise classified as Timberland or Agricultural upon which the Solid Waste Code indicates that any residence, housing or dwelling unit is located shall be classified as **TYPE 2**. Any Parcel otherwise classified as Residential which has thereupon any business *substantially* employing one or more *non-family* members in other than field-work agricultural pursuits shall be classified as **TYPE 3**.

Undeveloped	3 Units
Single Family Residence	6
Each Additional Residence, Housing, or Dwelling	3

c. **TYPE 3 PARCELS - COMMERCIAL/INDUSTRIAL/INSTITUTIONAL**

(Use Codes 10-20, 22-36, 70-77, 79):

The actual area or areas of any structure(s) or other major improvement(s) located on the property shall be calculated and used to determine the Units of Benefit. Square foot calculations shall be made for the total number of non-residential structures on each parcel. In addition, on any parcel, upon which are located single or multiple family residential units, those residential units shall be calculated in the total square footage and assessed as **TYPE 3**. Additionally, any Residential, Timberland or Agricultural Parcel upon which is located a *non-field-work agricultural home-business* substantially employing one or more *non-family* members on a regular basis shall be classified as **TYPE 3**. This provision shall not be construed to include any *cottage industry* or *business* substantially employing only family members.

Undeveloped	3 Units
Under 2,500 Square Feet	10
2,501-5,000 Square Feet	15
5,001-10,000 Square Feet	20
10,001-15,000 Square Feet	25
15,001-20,000 Square Feet	30
20,001-25,000 Square Feet	35
Over 25,000 Square Feet	40
Cap	50 Units

SECTION 9.3. CREDITS: The Fire Chief may decrease the units of benefit assigned to any **Type 3** parcel by up to FIFTEEN (15) percent. If an automatic fire sprinkler system is installed in a building, a percentage unit of benefit can be decreased by a maximum of TWENTY (20) percent.

Credit shall be given after the assessment of any special risks in section 9.4. If credit is given for any of the below mentioned items and they are not continuously maintained or inspection corrections are not fixed, the parcel will revert back to the original assessed unit cost.

If a parcel has incorporated approved fire prevention safety measures, the percentage of benefit shall be:

(1) On site approved maintained (tested) automatic fire sprinkler system. = 10%

NOTE: The fully sprinklered automatic fire sprinkler system shall be installed in accordance with NFPA standards.

(2) On site approved maintained (tested) automatic fire sprinkler system. = 5%

NOTE: The partially sprinklered automatic fire sprinklers shall be installed in accordance with NFPA standards.

(3) Annual fire prevention inspection program. = 5%

NOTE: This fire inspection program is for the AV Fire Department familiarization of the structures, hazards, and community safety. The fire inspection reports are confidential and stay in the A.V.F.D. office.

(4) On site maintained fire department water supply and fire hydrant. = 5%

NOTE: Hydrant/Water system shall be installed in accordance with NFPA standards.

(5) Annual hazardous materials use and storage disclosure statement. = 5%

NOTE: Hazardous Materials statements are a declaration form filled out annually or when the storage/use changes. Location maps of stored materials, areas where the substances are used and on site MSDS documents available. Storage and use of hazardous materials must be in accordance with the NFPA standards.

SECTION 9.4. SPECIAL RISKS: Certain **TYPE 3** Parcels may be assessed up to an additional **EIGHT (8) Units of Benefit** if, in the judgment of the Fire Chief or his designee, such Parcels constitute an extraordinary fire hazard or undue risk to persons or property. Examples of such greater risks are:

- a. Combustible storage
- b. Lumber yards or mills, and/or storage of large quantities of sawdust or debris
- c. Fuel or LPG storage for resale
- d. Any *high-density* occupation, either during or outside normal business hours
- e. Hazardous materials storage or use
- f. Other hazardous conditions

SECTION 10. LIMITATIONS ON BOARD OF DIRECTORS: Nothing herein contained shall be deemed to qualify or otherwise limit the power or authority of the Board of Directors in the exercise of the functions and duties, prescribed by applicable laws of the State of California or the United States of America.

SECTION 11. CORRECTIONS, CANCELLATIONS AND REFUNDS: On order of the Board of Directors of the District, the assessment on any particular parcel may be corrected. The owner shall deliver his or her correction in writing to the General Manager or Secretary of the District. Said Board of Directors may make the correction, or may require a hearing before making a determination.

The assessment of a single family residence inhabited by the owner may be reduced by 50% (typically from 6 units to 3 units) upon application to the CSD, if the owner can demonstrate that he or she is: a) over 65 years of age, and b) is on a fixed income that is less than the standard established by the California Department of Housing and Community Development for "very low income" persons for Mendocino County.

SECTION 12. COLLECTION: The Tax Collector of Mendocino County may collect the assessment levied by this Resolution, beginning with the 1995-1996 fiscal year. The County may deduct its reasonable costs incurred for that service prior to remitting the balance to the District.

SECTION 13. SEVERABILITY CLAUSE: If any section, subsection, sentence, phrase or clause of this Resolution is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of Directors declares that it would have adopted the Resolution and each section despite the fact that any one or more sections, subsections, sentences, phrases or clauses be declared invalid.

SECTIONS 14 and 15 shall apply if voter approval is required. In that case, final action of the Board will be taken after the November, 1995, election.

SECTION 14. ELECTION: Having conducted a public hearing on June 29, 1995, and finding that the written protests filed with the General Manager of the District by persons obligated to pay the proposed assessment represented more than 10% but less than 50% of the total amount of expected revenue from the assessment, the Board of Directors ordered that it be put to the electorate to decide whether this Resolution should be enacted. Accordingly, the matter was placed, by the Board of Directors of the District, on the ballot of the general election of November, 1995, administered by the County Clerk of Mendocino County.

SECTION 15. ADOPTION: This Resolution shall take effect upon approval by a majority of the voters in the District voting on the proposition. If so approved, then prior to the expiration of fifteen days after the votes have been counted and certified by aforesaid County Clerk, it shall be published once in the Anderson Valley Advertiser, a newspaper printed and published in Mendocino County, together with the names of the Directors voting for and against the issue.

THE FOREGOING RESOLUTION WAS PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE ANDERSON VALLEY COMMUNITY SERVICES DISTRICT ON THIS _____ DAY OF _____, 1995, AT A MEETING OF SAID BOARD DULY CALLED AND HELD ON SAID DAY, BY THE FOLLOWING VOTE:

AYES: DIRECTORS
 NOES: DIRECTORS
 ABSENT: DIRECTORS

 STEVE HALL
 Chairman, Board of Directors

ATTEST:

 N. F. POPPELREITER
 General Manager and Secretary

Anderson Valley Ambulance Service: Pro Forma Budget for fiscal 2016

including sources/destinations for revenue & expenses, and expected change as part of AVCSD

Revenue		Source	Expected change under AVCSD
Reimbursements	60,000	<i>from Medicare, Medicaid, insurers, etc.</i>	<i>Increase due to higher reimbursements (IGT)</i>
Memberships	27,000	<i>purchased voluntarily by local residents</i>	<i>No change</i>
Fund-Raising	10,000	<i>from events, auctions</i>	<i>No change</i>
Donations	13,000	<i>given by local property-owners</i>	<i>No change</i>
Total Revenue	110,000		<i>Net increase expected</i>
Expenses		Destination	Expected change under AVCSD
Staff compensation	45,000	<i>Manager and Assistant Manager</i>	<i>No change</i>
Crew expenses	18,000	<i>~30 volunteers</i>	<i>Increase due to conversion to employee status</i>
Vehicle expenses	3,300	<i>routine maintenance and repairs</i>	<i>No change</i>
Administration	17,000	<i>office, phone, supplies</i>	<i>Decrease due to elimination of redundancies</i>
Insurance	8,200	<i>vehicle, D&O errors and omissions, etc.</i>	<i>Decrease due to elimination of redundancies</i>
Facility rent	6,000	<i>barn, office, sleeping quarters</i>	<i>No change</i>
Dispatch fee	2,500	<i>supports County EMS dispatch</i>	<i>Decrease due to elimination of redundancies</i>
Total Expenses	100,000		<i>Net increase expected</i>
Retained Earnings	10,000	<i>reserved for future needs</i>	<i>Net expectation is no change</i>

ANDERSON VALLEY AMBULANCE SERVICE

PO Box 144 – Boonville, CA 95415

707-895-3123 – 707-895-2963 (fax)

Federal ID# 941683425

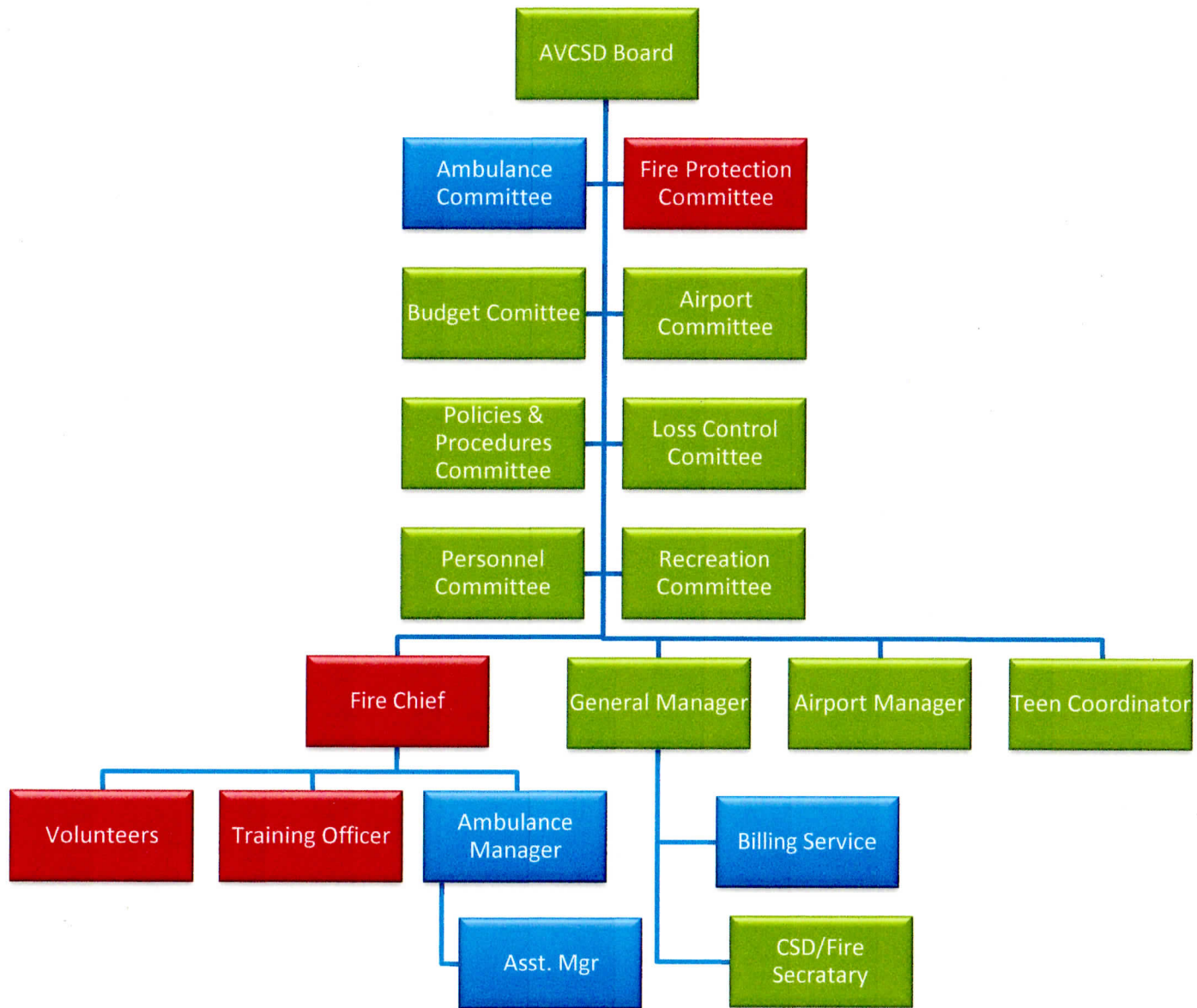
NPI 1326194317

FEES FOR SERVICE

BASIC LIFE SUPPORT	\$1200.00
MILEAGE	\$25.00/MILE
ADVANCE LIFE SUPPORT	\$1500.00
GROUND ALS RENDEZVOUS	\$1000.00
NON EMERGENCY	\$1000.00
NON TRANSPORT	\$150.00
OXYGEN	\$80.00

RECORDS MAINTAINED AT 3500 AIRPORT RD, BOONVILLE, CA 95415

Appendix D - AVCSD Proposed Organization Chart



Issues Facing Local Volunteer Emergency Services

- Economic and regulatory trends are favoring private for-profit ambulance companies over community-based non-profit services
- Taxes are being routed to the County and not to our local emergency services
- Unpaid volunteers in non-profit services must meet the same training and licensing requirements as their for-profit peers
- Recruitment of new volunteers is a constant challenge in a more mobile society, especially in rural areas with low populations
- Experienced volunteers are "aging out" after many years of service
- Career and family issues are pulling younger people out of the Valley
- Lack of local housing makes it hard for new volunteers and their families to move in

Anderson Valley Fire Department
PO 398 • Boonville CA 95415

Proposed Merger of AV Fire Dept. and Ambulance

How would this affect you?





Emergencies happen and our local Anderson Valley emergency services need your support to be ready!



Anderson Valley's Emergency Response Services are Preparing for the Future

Anderson Valley Community Services District (AVCSD)/Anderson Valley Fire Department (AVFD) and Anderson Valley Ambulance Service (AVAS) are planning to merge. It is becoming increasingly difficult to sustain local emergency services staffed by volunteers, so the two services are combining to create a stronger team that can continue to protect and serve you and your property.

Here are the first two issues being addressed:

Step One: Annexation to align AVFD's district to correspond with its response area.

AVFD currently provides emergency services to many properties outside AVCSD boundaries, even though it is not required to. Annexation of these properties into AVCSD will bring new revenue to AVFD from benefit assessments on annexed properties. Property taxes will not be affected.

Step Two: Annexation aligns the service boundaries of AVFD and AVAS.

AVFD is required to fix the issue of responding outside its legal boundaries prior to adding any additional services to its charter. After annexation has corrected the legal boundary lines to match the area being serviced, AVFD can pursue a formal merger with AVAS.

Common Q's and A's

Q: *If my property lies outside the current AVFD response area boundary, what will I gain by annexation?*

A: You gain publicly supported emergency services! AVFD is not required to respond to properties outside AVCSD, and it is required to bill for costs if it does. With annexation, you join your friends and neighbors in paying a small benefit assessment to ensure that AVFD can and will respond when you call.

Q: *Does annexation increase property taxes?*

A: No

Q: *Will there be any special fees or assessments applied if annexed?*

A: Yes. AVCSD has a benefit assessment for all residential and commercial structures in the district, for example the District assessment for a single-family residence is \$72/year. For more information on benefit assessments go to www.andersonvalleyfire.org.

Q: *What about land?*

A: Properties defined under the County "use code" as undeveloped agricultural or timberland are exempt. Parcels of developed agricultural land are assessed at \$36/year.

Q: *How might I be affected if AV Ambulance Service is unable to merge with AVFD?*

A: Your local, community-run ambulance could be replaced by a distant corporate entity. This could lead to higher costs and longer response times. Instead of local EMTs who know you and your surroundings, ambulance staff could be commuters from outside our area. Current local discount programs for ambulance and helicopter services could be terminated.

Q: *I contract for fire and emergency services with the AVCSD on a yearly basis. Will this still be necessary?*

A: No. Annexation of properties outside the current boundary would eliminate the need for contracts with those property owners.

Q: *What say do I have in this process?*

A: We want to hear from you! AVCSD will be holding public meetings (dates/times to be announced), and may also conduct small group meetings if necessary.

1st Public meeting at Yorkville Community Center – 5/22/16 from 2:00 - 4:00

Contact Us

AVCSD Fire Department
PO 398 • Boonville CA 95415
(707) 895-2020 • www.andersonvalleyfire.org

Combined Fire Department and Ambulance Budget FY 2017/18

DRAFT 4-17-17

	Fire	Ambulance	Combined
Income			
40000 · REVENUE			
42000 · PROPERTY TAX REVENUES	182,000.00	0.00	182,000.00
44000 · REVENUE-USE OF MONEY & PROPERTY			
44020 · Interest Income	700.00	0.00	700.00
Total 44000 · REVENUE-USE OF MONEY & PROPERTY	700.00	0.00	700.00
46000 · FEES & SERVICES			
46020 · Special Assessment (FIRE Only)	144,000.00	0.00	144,000.00
46040 · Emergency Fire Response Fee	5,000.00	0.00	5,000.00
46060 · Outlying Area Contract Income	3,000.00	0.00	3,000.00
46300 · Ambulance Service Income			
46301 · Private Patient Income			
46302 · Private Patient Billings	0.00	36,000.00	36,000.00
46303 · Private Pay Writeoffs	0.00	-28,800.00	-28,800.00
46301 · Private Patient Income - Other	0.00	0.00	0.00
Total 46301 · Private Patient Income	0.00	7,200.00	7,200.00
46305 · Insurance Income			
46307 · Insurance Billings	0.00	36,000.00	36,000.00
463XX - Insurance billings writeoffs	0.00	-5,400.00	-5,400.00
Total 46305 · Insurance Income	0.00	30,600.00	30,600.00
46311 · MediCare Income			
46313 · MediCare Billings	0.00	102,000.00	102,000.00
46315 · MediCare Writeoffs	0.00	-81,600.00	-81,600.00
Total 46311 · MediCare Income	0.00	20,400.00	20,400.00
46317 · MediCal Income			
46319 · MediCal Billings	0.00	60,000.00	60,000.00
46321 · MediCal Writeoffs	0.00	-55,800.00	-55,800.00
Total 46317 · MediCal Income	0.00	4,200.00	4,200.00
Total 46300 · Ambulance Service Income	0.00	62,400.00	
46333 · Collections			

46334 - Collection Fees	0.00	-43.00	-43.00
46333 - Collections - Other	0.00	654.00	654.00
Total 46333 - Collections	0.00	611.00	611.00
46335 - Refunds	0.00	0.00	0.00
46400 - Memberships	0.00	0.00	0.00
46420 - Member Subscriptions - Other	0.00	31,500.00	31,500.00
Total 46420 - Member Subscriptions	0.00	31,500.00	31,500.00
Total 46000 - FEES & SERVICES	152,000.00	94,511.00	246,511.00
48000 - MISCELLANEOUS INCOME			0.00
48200 - Grants	0.00	0.00	0.00
48600 - Donations	5,000.00	0.00	5,000.00
48800 - Strike team			
48820 - ST Apparatus	0.00	0.00	0.00
48840 - ST Personnel	0.00	0.00	0.00
48860 - ST Admin	0.00	0.00	0.00
48880 - ST Worker's Comp.	0.00	0.00	0.00
Total 48000 - MISCELLANEOUS INCOME	5,000.00	0.00	5,000.00
49000 - OTHER FINANCING SOURCES			
49100 - Transfer From Reserves			
49110 - Transfer from Res (Worker's Comp)	3,231.00	0.00	3,231.00
49120 - Transfer from reserves (Structures)	0.00	0.00	0.00
Total 49100 - Transfer From Reserves	3,231.00	0.00	3,231.00
49300 - Use of Fund Balance Carryover	0.00	0.00	0.00
Total 49000 - OTHER FINANCING SOURCES	3,231.00	0.00	3,231.00
Total 40000 - REVENUE	342,931.00	94,511.00	437,442.00
Total Income	342,931.00	94,511.00	437,442.00

Expense

60000 - EXPENDITURE

61000 - SALARIES & EMPLOYEE BENEFITS

61100 - Regular Employee Salaries	77,385.00	47,476.00	124,861.00
61120 - Firefighter Stipends	14,000.00	5,000.00	19,000.00

61200 · Health Benefits	12,000.00	0.00	12,000.00
61300 · Contribution to Retirement	9,960.00	0.00	9,960.00
61500 · Company Payroll Taxes(SSI/Medi)			
61510 · Social Security (Company)	6,283.39	3,253.51	9,536.90
61520 · Medicare (Company)	1,469.50	760.90	2,230.40
Total 61500 · Company Payroll Taxes(SSI/Medi)	7,752.89	4,014.41	11,767.31
61600 · Worker's Comp. Insurance	24,372.00	0.00	24,372.00
61700 · Strike Team Payroll	0.00	0.00	0.00
Total 61000 · SALARIES & EMPLOYEE BENEFITS	145,469.89	56,490.41	201,960.31
62000 · SERVICES & SUPPLY EXPENSES			
62020 · Insurance-General	21,114.00		21,114.00
62031 · Cleaning Service	2,600.00	64.00	2,664.00
62040 · Office Expense	3,000.00	700.00	3,700.00
62060 · Household Expense	1,300.00	500.00	1,800.00
62080 · Utilities	5,000.00	0.00	5,000.00
62084 · Telephone Expense	2,500.00	2,500.00	5,000.00
62086 · District Cell Phone Expense	2,800.00	0.00	2,800.00
62100 · Transportation & Travel	2,000.00	0.00	2,000.00
62120 · Fuel Expense	18,000.00	2,000.00	20,000.00
62140 · Education & Training	8,000.00	2,000.00	10,000.00
62189 · Crew Certification Expense	0.00	1,600.00	1,600.00
62200 · Maintenance-Equipment	25,000.00	2,660.00	27,660.00
62220 · Maintenance-Structures/Grounds	2,000.00	0.00	2,000.00
62260 · Shop Supplies	2,000.00	0.00	2,000.00
62280 · Rents & Leases	500.00	0.00	500.00
62281 · Facilities Rent	0.00	6,000.00	6,000.00
62360 · Professional Services			
62363 · Accounting & Billing	0.00	6,000.00	6,000.00
62380 · Memberships & Subscriptions	600.00	150.00	750.00
62360 · Professional Services - Other	500.00	0.00	500.00
Total 62360 · Professional Services	1,100.00	6,150.00	7,250.00
62382 · Taxes & Licenses	0.00	800.00	800.00

62400 · Publications & Legal Notices	250.00	0.00	250.00
62424 · Admin. Fee Benefit Asses.(FIRE)	3,000.00	0.00	3,000.00
62600 · Capital Equipment Expenditure	6,000.00	0.00	6,000.00
62700 · FIRE PROTECTION EXPENSES			
62705 · Clothing & Personal Items	10,000.00	0.00	10,000.00
62710 · Communications	6,000.00	0.00	6,000.00
62715 · Medical Supplies	0.00	6,000.00	6,000.00
62720 · Prevention	2,000.00	0.00	2,000.00
62725 · Haz Mat	1,000.00	0.00	1,000.00
62730 · Rescue	2,000.00	0.00	2,000.00
62735 · Brass & Hose	8,000.00	0.00	8,000.00
62740 · Personnel Medical Exams	2,000.00	0.00	2,000.00
62745 · Apparatus Tools & Instruments	3,500.00	0.00	3,500.00
Total 62700 · FIRE PROTECTION EXPENSES	34,500.00	6,000.00	40,500.00
Total 62000 · SERVICES & SUPPLY EXPENSES	140,664.00	30,974.00	171,638.00
63000 · OTHER EXPENSES			
63100 - Intrest & Finance Charges	0.00	0.00	0.00
63400 - Penalties & Fees	0.00	0.00	0.00
63800 · Transfer to Reserves			
63810 · Transfer to Reserves-Unemploymt	6,000.00	0.00	6,000.00
63820 · Transfer to Reserves - Comm	1,000.00	0.00	1,000.00
63830 · Transfer to Reserves - Structur	5,000.00	0.00	5,000.00
63840 · Transfer to Reserves - Apparatu	33,030.00	3,000.00	36,030.00
Total 63800 · Transfer to Reserves	45,030.00	3,000.00	48,030.00
63900 · Contingency/Future Projects	12,000.00	4,000.00	16,000.00
Total 63000 · OTHER EXPENSES	57,030.00	7,000.00	64,030.00
Total 60000 · EXPENDITURE	343,163.89	94,464.41	437,628.31
Total Expense	343,163.89	94,464.41	437,628.31
	-343,163.89	-94,464.41	-437,628.31
Net Total	-232.89	46.59	-186.31

Anderson Valley Fire Department Ambulance Fee Schedule (Draft)

	Current Rates	Committee Discussion	BBFD	Pet. FD	Russ. Riv. FD	MedStar	Coast Life Support	Mendo. Coast Hospital	AVFD Proposed
	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Rate
BLS Base Rate - Non-Emergency	\$1,000	\$0	NA	NA	NA	\$1,425	\$1,007	\$516	\$1,400
BLS Base rate - Emergency	\$1,200	\$1,300	\$1,824	\$919	\$1,497	\$1,425	\$1,479	\$1,298	\$1,400
ALS Base Rate	\$1,500	\$1,600	\$2,224	\$1,290	\$1,807	\$2,275	\$3,037	\$745	\$2,200
ALS Inclusive	\$0	\$1,800	\$2,224	\$1,887	\$1,807	\$2,400	\$3,232	\$1,547	\$2,200
Ground ALS Rendezvous	\$1,000	\$1,300	NA	NA	NA	NA	NA	NA	\$1,400
Non-Transport (AMA)	\$150	\$250	?	\$563	?	\$375	?	?	\$250
Oxygen	\$80	\$100	\$120	\$123	\$120	\$85	\$151	\$118	\$120
Mileage	\$25	\$32	\$27	\$31	\$28	\$30	\$33	\$36	\$32
Night	NA	NA	NA	NA	NA	\$175	\$115	\$119	NA
Defibrillator	\$0	?	\$160	?	\$160	\$85	?	?	\$100
Standby	\$0	\$0	?	?	*	**	?	?	*

*ALS/BLS Rate plus labor

**BLS = \$125 ALS=\$150

Resolution No. 16-17-10
of the
Local Agency Formation Commission of Mendocino County

Approving the
Anderson Valley Community Services District
Activation of Latent Powers for Ambulance Services

WHEREAS, on June 15, 2016, the Anderson Valley Community Services District, hereinafter referred to as “AVCSD” or the “District”, held a public hearing and adopted Resolution No. 2016-05 requesting the Local Agency Formation Commission, hereinafter referred to as the “Commission”, to take proceedings for a reorganization consisting of the annexation of territory currently served by the District and the activation of latent powers to provide ambulance services; and

WHEREAS, On April 19, 2017, the District Board, at a regularly scheduled meeting authorized the Chair of the Board Directors to sign a letter to LAFCo requesting a change in the scope of their application to remove the annexation/detachment component of the proposal and proceed with the activation of latent powers for ambulance services. The reason for the revised application was that it was determined by the District Board that it is currently infeasible to reach a satisfactory agreement between AVCSD and the County regarding an exchange of ad valorem property tax within the originally proposed annexation area; and

WHEREAS, on April 24, 2017, the Executive Officer accepted the revised District application as complete and issued a Certificate of Filing; and

WHEREAS, the Executive Officer gave sufficient notice of a public hearing to be conducted by the Commission in the form and manner prescribed by law; and

WHEREAS, the Executive Officer’s report and recommendations on the AVCSD proposal to activate latent powers for ambulance services were presented to the Commission in the manner prescribed by law; and

WHEREAS, the Commission heard and fully considered all the evidence presented at a public hearing held on the AVCSD proposal to activate latent powers for ambulance services on May 1, 2017; and

WHEREAS, the Commission considered all the factors required under California Government Code Sections 56653 and 56824.12 before rendering a decision.

NOW, THEREFORE, the Mendocino Local Agency Formation Commission does hereby RESOLVE, DETERMINE, and ORDER as follows:

1. The Commission, as Lead Agency, finds the AVCSD proposal to activate latent powers for ambulance services is categorically exempt from further review under the California Environmental Quality Act pursuant to CEQA Guidelines Class 20 (CCR Section 15320) and authorizes the Executive Officer to record the Notice of Exemption (Exhibit A) attached hereto and incorporated herein by reference. Class 20 involves a change in the organization of a local governmental agency where the change does not alter the geographical area in which previously exercised powers are exercised.

2. This application is assigned the following distinctive short-term designation: “AVCSD Activation of Latent Powers for Ambulance Services”
3. The Commission approves AVCSD Activation of Latent Powers for Ambulance Services (LAFCo File No. L-2016-01) authorized by California Government Code Section 61100(d) as detailed in the Plan for Services prepared by AVCSD (Exhibit B), attached hereto and incorporated herein by reference, excepting therefrom any reference to annexation since it is no longer a component of the current project scope, and making the following findings:
 - A. The District’s activation of latent powers for ambulance services will not result in a conflict or divestiture of another government entity’s power to provide similar services within the same area; and
 - B. The District proposal, as presented and reviewed, appears to generate sufficient revenues to carry out the proposed new service.
4. The affected territory meets the definition of “inhabited territory” as defined in Government Code section 56046. All property owners within the affected territory have not consented in writing to the proposal. In accordance with Government Code Section 57000 and Section 57075, Conducting Authority proceedings are therefore required. The Commission hereby authorizes the Executive Officer to conduct the required protest proceedings for this application.
5. The applicant shall defend at its sole expense any action brought against LAFCo, the Commission and its staff, because of the approval of this application. The applicants will reimburse LAFCo for any court costs and attorneys’ fees which may be required by a court to pay as a result of such action. LAFCo may, at its discretion, after consultation with the applicants, participate in the defense of any such action; but such participation shall not relieve applicants of their obligations under this condition. The obligation on the part of the applicants to indemnify LAFCo is effective upon the adoption of this resolution and does not require any further action.

The foregoing Resolution was passed and duly adopted at a regular meeting of the Mendocino Local Agency Formation Commission held on this 1st day of May, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

GERALD WARD, Chair

UMA HINMAN, Executive Officer

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: Mendocino

From: (Public Agency): _____
Mendocino Local Agency Formation Commission
200 South School Street, Ukiah, California 95482

(Address)

Project Title: AVCSD Activation of Latent Powers for Ambulance Services

Project Applicant: Anderson Valley Community Services District (AVCSD)

Project Location - Specific:

Anderson Valley community (Yorkville, Boonville, Philo, and Navarro)

Project Location - City: See above Project Location - County: Mendocino

Description of Nature, Purpose and Beneficiaries of Project:

The AVCSD Board of Directors has submitted a Resolution of Application to Mendocino LAFCo to activate latent powers to provide ambulance services authorized by California Government Code Section 61100(d) to the community of Anderson Valley.

Name of Public Agency Approving Project: Mendocino Local Agency Formation Commission

Name of Person or Agency Carrying Out Project: Anderson Valley Community Services District

Exempt Status: **(check one):**

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: 15320 Changes in Organization of Local Agencies
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The proposal is a change in the organization of a local governmental agency, Anderson Valley Community Services District, where the change will not alter the geographical area in which previously exercised powers are exercised (Section 15320 Changes in Organization of Local Agencies).

Lead Agency
Contact Person: Uma Hinman Area Code/Telephone/Extension: (707) 463-4470

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: _____ Date: May 1, 2017 Title: Executive Officer

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

MENDOCINO
Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Elizabeth Salomone, Clerk
SUBJECT: **Public Hearing** for the Russian River Flood Control & Water Conservation Improvement District Draft Municipal Service Review and Sphere of Influence Update

This is a public hearing to present the Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the Russian River Flood Control & Water Conservation Improvement (RRFC) District.

Background

The Commission held a Workshop on April 3, 2017 for the Draft RRFC MSR/SOI Update, provided comments directed staff to finalize the study and notice the matter for Public Hearing at the Commission's May 1, 2017 meeting. The Commission's comments and revisions have been addressed and revisions have been incorporated into the MSR/SOI, including:

- Meter installation information from District
- Additional detail in financial reporting
- Language addressing out of boundary areas of interest

Recommendations:

- (1) Find the Russian River Flood Control & Water Conservation Improvement District Draft Municipal Service Review and Sphere of Influence Update is exempt from the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations Sections 15306 and 15061(b)(3); and
- (2) Adopt LAFCo Resolution 16-17-08, thereby approving the Russian River Flood Control & Water Conservation Improvement District Draft Municipal Service Review and Sphere of Influence Update and affirming the SOI for the District.

Attachments:

- (1) Russian River Flood Control & Water Conservation Improvement District Draft Municipal Service Review and Sphere of Influence Update and associated GIS Maps
<http://mendolafo.org/wp-content/uploads/2017/04/PH-RRFC-MSR-SOI-w-Maps.pdf>
- (2) LAFCo Resolution 16-17- 08

Public Hearing Draft 5/1/17

**RUSSIAN RIVER FLOOD
CONTROL AND WATER
CONSERVATION
IMPROVEMENT DISTRICT**

**Municipal Service Review and
Sphere of Influence Update**

Prepared for:

MENDOCINO LAFCO

200 South School Street
Ukiah, California 95482

<http://www.mendolafco.org/>

Workshop: April 3, 2017

Public Hearing: May 1, 2017

Adopted: *insert date*

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1 INTRODUCTION

1.1 LOCAL AGENCY FORMATION COMMISSION

Local Agency Formation Commissions (LAFCo) are quasi-legislative, independent local agencies that were established by State legislation in 1963 to oversee the logical and orderly formation and development of local government agencies including cities and special districts. There is one LAFCo for each county in California.

LAFCo is responsible for implementing the Cortese-Knox-Hertzberg (CKH) Local Government Reorganization Act of 2000 (California Government Code Section 56000 et. seq.) in order to promote orderly growth, prevent urban sprawl, preserve agricultural and open space lands, and assure efficient provision of municipal services.

LAFCo has the authority to establish and reorganize cities and special districts, change their boundaries and authorized services, allow the extension of public services, perform municipal service reviews, and establish spheres of influence. Some of LAFCo's duties include regulating boundary changes through annexations or detachments and forming, consolidating, or dissolving local agencies.

1.2 MENDOCINO LAFCO

The CKH Act provides for flexibility in addressing State regulations to allow for adaptation to local needs. Mendocino LAFCo has adopted policies, procedures and principles that guide its operations. These policies and procedures can be found on Mendocino LAFCo's website at the following location: <http://mendolafco.org/policies-procedures/>.

Mendocino LAFCo has a public Commission with seven regular Commissioners and four alternate Commissioners. The Commission is composed of two members of the Mendocino County Board of Supervisors, two City Council members, two Special District Representatives, and one Public Member-At-Large. The Commission also includes one alternate member for each represented category.

1.3 MUNICIPAL SERVICE REVIEW

The CKH Act (GC §56430) requires LAFCo to prepare a Municipal Service Review (MSR) for all local agencies within its jurisdiction. MSRs are required prior to and in conjunction with the update of a Sphere of Influence (SOI).

An MSR is a comprehensive analysis of the services provided by a local government agency to evaluate the capabilities of that agency to meet the public service needs of their current and future service area. An MSR must address the following seven factors:

1. Growth and population projections for the affected area
2. The location and characteristics of any disadvantaged unincorporated communities within or contiguous to the sphere of influence
3. Present and planned capacity of public facilities and adequacy of public services including infrastructure needs or deficiencies
4. Financial ability of agency to provide services
5. Status of, and opportunities for, shared facilities

6. Accountability for community service needs, including government structure and operational efficiencies
7. Any other matter related to effective or efficient service delivery, as required by commission policy

This MSR includes written statements or determinations with respect to each of the seven mandated areas of evaluation outlined above. These determinations provide the basis for LAFCo to consider the appropriateness of a service provider's existing and future service area boundary.

1.4 SPHERE OF INFLUENCE

The CKH Act requires LAFCo to adopt a Sphere of Influence (SOI) for all local agencies within its jurisdiction. A Sphere of Influence (SOI) is “a plan for the probable physical boundary and service area of a local agency or municipality as determined by the Commission” (GC §56076).

When reviewing an SOI for a municipal service provider, LAFCo will consider the following five factors:

1. The present and planned land uses in the area, including agricultural and open space lands
2. The present and probable need for public facilities and services in the area
3. The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide
4. The existence of any social or economic communities of interest in the area if LAFCo determines that they are relevant to the agency
5. The present and probable need for sewer, water, and/or fire protection public facilities and services of any disadvantaged unincorporated communities within the existing sphere of influence

This SOI Update includes written statements or determinations with respect to each of the five mandated areas of evaluation outlined above. These determinations provide the basis for LAFCo to consider the appropriateness of establishing or modifying a service provider's sphere of influence or probable future boundary.

1.5 SENATE BILL 215

Senate Bill (SB) 375 (Sustainable Communities and Climate Protection Act) requires each metropolitan planning organization (MPO) to address regional greenhouse gas (GHG) emission reduction targets for passenger vehicles in their Regional Transportation Plan (RTP) by integrating planning for transportation, land-use, and housing in a sustainable communities strategy. SB 215 (Wiggins) requires LAFCo to consider regional transportation plans and sustainable community strategies developed pursuant to SB 375 before making boundary decisions.

Mendocino County is not located within an MPO boundary and therefore is not subject to the provisions of SB 375. However, the Mendocino Council of Governments (MCOG) supports and coordinates the local planning efforts of Mendocino County and the cities of Fort Bragg, Point Arena, Ukiah, and Willits to address regional housing and transportation needs and helps provide a framework for sustainable regional growth patterns through the Vision Mendocino 2030 Blueprint Plan. MCOG is also responsible for allocating regional transportation funding to transportation improvement projects consistent with the 2010 RTP for Mendocino County.

Mendocino County and the cities of Fort Bragg, Point Arena, Ukiah, and Willits are the local agencies primarily responsible for planning regional growth patterns through adoption and implementation of a General Plan and Zoning Regulations. The Russian River Flood Control and Water Conservation Improvement District in Mendocino County was established to provide raw water for irrigation and municipal water purveyors within its boundaries and does not have the legal authority to make land use policy decisions that would impact growth in Mendocino County.

Mendocino County is not located within an MPO and there is no proposal to expand the boundaries of the District subject to this MSR. Therefore, there will be no further discussion of the requirements of SB 375 or SB 215 in this MSR.

2 MUNICIPAL SERVICE REVIEW

2.1 DISTRICT OVERVIEW

The principal enabling act of the District, Act 4830 Mendocino County Flood Control and Water Conservation District Act, governs the District in providing the control and disposition of the storm and flood and other waters of the agency.

The Russian River Flood Control and Water Conservation Improvement District (RRFC or District) was part of the Ukiah Valley Special Districts MSR, which was adopted on May 6, 2013. This chapter includes informational updates to the MSR since that time and supports the sphere of influence (SOI) analysis and recommendations in Chapter 3.

2.1.1 DISTRICT PROFILE

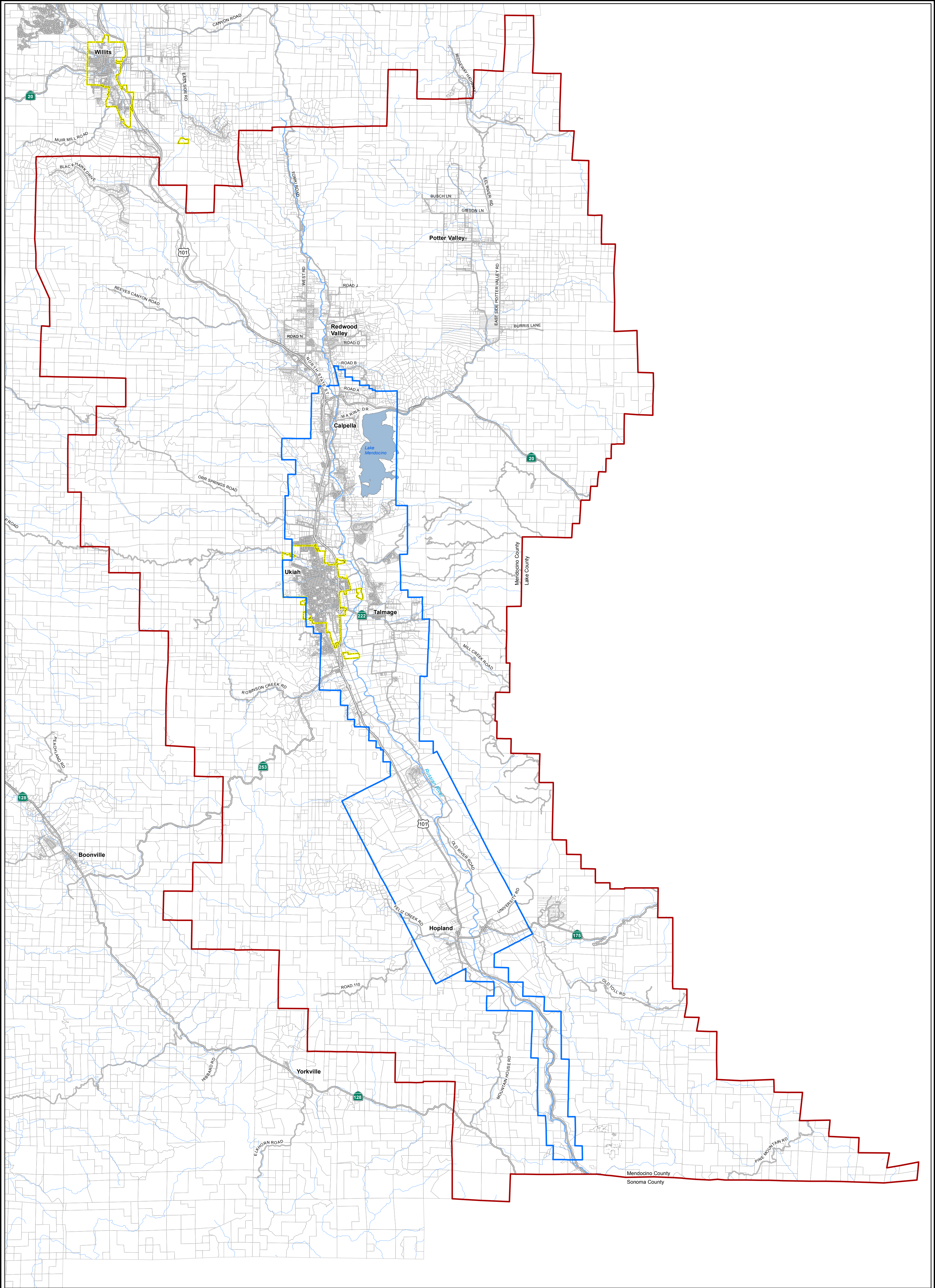
District Name:	Russian River Flood Control and Water Conservation Improvement District
Mailing Address:	151 Laws Avenue, Suite D, Ukiah, CA 95482
District Office:	151 Laws Avenue, Suite D, Ukiah, CA 95482
Website:	www.rrfc.net
Contact Person:	Tamara Alaniz, General Manager
Phone Number:	(707) 462-5278
Email Address:	rrfc@pacific.net

Trustee Name	Title	Term Expiration
Paul Zellman	President	Nov 2017
Will Carson	Vice President	Nov 2017
Tyler Rodrigue	Treasurer	Nov 2019
Al White	Trustee	Nov 2019
Matthew Froneberger	Trustee	Nov 2017

2.1.2 FORMATION, SERVICES, AND BOUNDARY

The Mendocino County Russian River Flood Control and Water Conservation Improvement District (RRFC) was formed by voters in 1955 to serve, along with the Sonoma County Water Agency, as the local sponsor for the development of Coyote Dam and Lake Mendocino. The RRFC provides raw water for irrigation and to municipal water purveyors within its boundaries and place of use. The municipal service providers then treat and distribute the water to its customers.

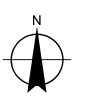
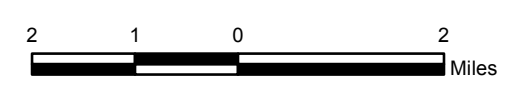
The RRFC boundary encompasses approximately 51,000 acres along the Russian River and Highway 101 corridor from just north of the Sonoma County line to the north side of Calpella, and including much of the Ukiah valley area. Figure 1-1 shows the RRFC boundaries, which have not changed since the time of District formation.



Russian River Flood Control District Sphere of Influence

Source: This map was prepared by the Mendocino County Division of Information Services GIS Program, March 2017.
 Note: This map is not a survey product and should not be used to determine legal boundaries.

- ▭ Russian River Flood Control District
- ▭ Sphere of Influence
- ▭ Incorporated City
- Parcels
- Highways
- Roads
- Streams



2.1.3 SPHERE OF INFLUENCE, OUT-OF-AREA SERVICES, AND AREAS OF INTEREST

The RRFC's current SOI encompasses 312,675 acres (see Figure 1-1), and generally follows the watershed boundaries of the Russian River from the top of Ridgewood grade to the north, to the southern and eastern County borders, and to the top of the watershed above the Ukiah valley to the west. The existing SOI is 261,675 acres larger than the District's boundary of 51,000 acres. The District SOI was recognized by LAFCo in the Zion Sphere of Influence Study of 1984 and reaffirmed by LAFCo in October 1991 (Mendocino LAFCo 1991). The place of use of the district includes the district boundary and RVCWD boundary. It is associated with the area in which the water right can be used (Alaniz 2017).

The District does not provide services outside of its boundaries with the exception of the sale of surplus water to the Redwood Valley County Water District, which is included within the District place of use. In some instances municipal water customers serve water outside District boundaries, but do so with water from non-District sources. It is anticipated that these types of issues will be addressed in the future as a result of the consolidation efforts of the agencies involved in the Upper Russian River Water Agency (URRWA) JPA.

The District does not provide services outside of its boundaries with the exception of the sale of surplus water to the Redwood Valley County Water District which is included within the District place of use. In some instances municipal water customers serve water outside District boundaries but do so with water from non-District sources. It is anticipated that these types of issues will be addressed in the future as a result of the consolidation efforts of the agencies involved in the Upper Russian River Water Agency (URRWA) JPA.

2.1.4 GOVERNMENT STRUCTURE

The RRFC is governed by a five-member board elected at large to staggered four-year terms. The current Trustees are identified in Table 2-1. The board meets on the second Monday of the month at 5 p.m. at RRFC offices at 151 Laws Avenue, Suite D in Ukiah. Board members receive compensation of \$50 per regular board meeting.

There are four standing committees of the board: Engineering and Operations, Personnel and Organization, Government Affairs, and Finance.

The RRFC provides public notification of its board and standing committee meetings through an email distribution list and postings in accordance with Brown Act requirements. The District maintains a website (<http://rrfc.net>) as a means of providing information to the community at large, which is also maintained to Brown Act standards.

The RRFC is a member of the Upper Russian River Water Agency (URRWA), a joint powers authority (JPA) formed to provide a vehicle for consolidation of its member water districts in the general Ukiah valley area into a unified regional water agency. Other members of the URRWA JPA include Calpella County Water District (CWD), Millview CWD, Redwood Valley CWD, and Willow CWD. Representation on the URRWA JPA includes one member of each district board.

2.1.5 MANAGEMENT AND STAFFING

The RRFC operates with one full-time employee, a general manager, and an occasional part-time assistant. The District conducts annual performance evaluations for District employees in accordance with District Policy #15-3.

2.1.6 DISADVANTAGED UNINCORPORATED COMMUNITIES

Senate Bill (SB) 244, which became effective in January 2012, requires LAFCo to evaluate any Disadvantaged Unincorporated Communities (DUCs), including the location and characteristics of

any such communities, when preparing an MSR that addresses agencies that provide water, wastewater or structural fire protection services. A DUC is an unincorporated geographic area with 12 or more registered voters with a median household income of 80 percent or less of the statewide median household income (MHI). It further defines an unincorporated fringe community as any inhabited and unincorporated territory that is within a city’s sphere of influence. An unincorporated island community is defined as any inhabited and unincorporated territory that is surrounded or substantially surrounded by one or more cities or by one or more cities and a county boundary or the Pacific Ocean. An unincorporated legacy community refers to a geographically isolated community that is inhabited and has existed for at least 50 years.

No island communities or legacy communities were identified within or adjacent to the District either during the preparation of the 2013 MSR or this update. The unincorporated community of Redwood Valley lies just north of the District boundaries; however, according to the 2010 Census, the MHI exceeds the 80 percent threshold for DUC identification. Therefore, there are no disadvantaged unincorporated communities within or immediately adjacent to RRFC.

2.2 DISTRICT SERVICES

2.2.1 SERVICE OVERVIEW

The RRFC provides raw water for irrigation and to municipal water purveyors within its boundaries and place of use. When treatment is required, the municipal service provider treats and distributes the water to its customers. The following municipal water districts or companies receive water from the RRFC:

Table 2-2 Summary of RRFC Water Supply Agreements	
Agency	Annual Contract Amount (acre-feet)
Municipal Water (9 Customers) Calpella County Water District City of Ukiah Henry Station Mutual Water Company Hopland Public Utility District Millview County Water District Redwood Valley County Water District River Estates Mutual Water Company Rogina Water Company Willow County Water District	3,949.5
Agricultural and Other Water (52 customers)	2,837.0
Subtotal	6,786.5
Water Right	8,000 ^a
^a The difference between the allocated supply and the maximum water right (8,000 AF), is considered surplus to the needs of the RRFC water contractors and has historically been made available to the RVCWD. Source: Alaniz 2017	

2.2.2 CAPACITY OF FACILITIES & DEMAND FOR SERVICES

The RRFC operates under water right permit 12947B. The RRFC is authorized to divert 8,000 acre-feet per year (AFY) from Mendocino Lake for domestic, municipal, irrigation, and recreational purposes within the RRFC service area. The water is diverted and sold as raw water to municipal water service providers and to private agricultural entities for irrigation and frost/heat protection purposes (Table 2-2). The District does not own or operate any facilities or infrastructure; its contractors are responsible for their own infrastructure and delivery systems.

A meter installation program was initiated around 2012. However, the unique characteristics of individual customer irrigation needs have prevented the full implementation of that program. There are no current plans to re-start the program. In total, the District owns fourteen (14) meters installed at nine (9) customer sites and one meter that is uninstalled. These are the sole infrastructure assets of the District, which have a total asset worth of \$19,635.

In 2011, the State Water Resources Control Board determined that the RRFC contract amount had been put to full beneficial use and a water rights license is being processed for the District. RRFC contractors are required to notify the District by December 31 of each year if they want to increase, decrease or terminate their water supply contracts. Consequently, allocations of the contract amount change from year to year, depending on the hydrologic conditions and specific needs of each contractor.

In 2015, RRFC contractors included 9 municipal customers and 52 agricultural/other customers who contracted for a total of 6,786.5 acre-feet (AF) of its 8,000 AF supply. The remaining uncontracted supply was made available as surplus to RVCWD, per the conditions of the stipulated judgement between the two entities. Additionally, the RVCWD receives up to 300 AF more water through wheeling agreements between the CWDs (Table 2-2) and surplus water sales.

The intent of the URRWA JPA as a vehicle for consolidation of the CWDs and RRFC is to provide a more reliable supply to the Ukiah valley through the development of a mutual water supply pool and a petition for change of place of use for those water supply permits and licenses. Continuation of contracts for agricultural water users will ensure the flexibility needed for irrigation and frost/heat protection and will help provide sound management solutions to the valley's overall water supply needs.

The City of Ukiah is working on a recycled water ("purple pipe") project to create a supply and distribution of reclaimed water from their treatment plant, which may provide several hundred acre-feet of reclaimed water to some RRFC agricultural customers. This will likely reduce some demand on RRFC contract supply upon project completion.

2.2.3 INFRASTRUCTURE NEEDS OR DEFICIENCIES

As the RRFC has no infrastructure or facilities, no needs or deficiencies are noted. Upon the consolidation of water districts, including RRFC, infrastructure within all of the participating districts will be comprehensively analyzed within a Plan of Services to identify needs, deficiencies, redundancies and opportunities for efficiency.

2.3 DISTRICT FINANCES

2.3.1 REVENUES AND EXPENDITURES

The budget for fiscal year (FY) 2017-18 estimates revenues of \$369,723 and expenses of \$368,250. The RRFC receives both property tax and revenues from water sales. Table 2-3 summarizes revenues and expenses for the most recent three years, FY 2014-15 through FY 2016-17.

Account	FY 2014-15	FY 2015-16	FY 2016-17
Property Taxes	\$42,500 (CY 2014)	\$44,285 (CY 2015)	\$46,276 (CY 2016)
Water Sales	\$355,355	\$267,597	\$332,487
Total Income	\$397,855	\$311,882	\$378,763
Total Expenses	\$289,641	\$346,114	\$210,000 (est.)
Net Income	\$108,214	(\$34,232)	\$168,763
CY: Calendar Year Source: RRFC Financial and Budget Records.			

Table 2-3 shows that water sales represent approximately 90 percent and property taxes are 10 percent of the District's revenues. The RRFC contracts with its customers at a flat rate of \$47 per AF. The variation in sales from year to year can be attributed to the hydrologic conditions in the region. For example, irrigation water demand is typically lower during years with higher precipitation. Ultimately, the amount of water that RRFC can contract to its customers is limited by the conditions of permit 12947B. Unless RRFC is able to acquire additional water rights, the District is near capacity.

Table 2-4 summarizes audited summaries of revenues and expenses for District annual audits for the Fiscal Years 2012-13 through 2014-15.

Table 2-4 RRFC Financial Summary			
	FY 12-13	FY 13-14	FY 14-15
Beginning Fund Balance	\$491,249	\$606,621	\$666,352
Ending Fund Balance	\$606,621	\$666,352	\$688,760
Revenue			
Taxes & Intergovernmental	\$49,223	\$45,940	\$44,472
Charges for Services	\$341,754	\$355,355	\$267,597
Interest Income	\$83	\$2,158	\$175
Total Revenue	\$391,060	\$403,452	\$312,244
Expenses			
Salaries & Employee Benefits	\$146,609	\$164,786	\$165,238
Office Expenses & Utilities	\$9,523	\$9,765	\$10,724
Professional Services	\$72,577	\$69,929	\$41,331
Insurance	\$2,585	\$50	\$2,221
Water Acquisition	\$36,004	\$33,676	\$57,363
Meetings & Travel	\$6,585	\$10,566	\$9,044
Bad Debt	\$0	\$27,939	\$0
Misc	\$1,806	\$27,009	\$3,915
Total Expenses	\$275,689	\$343,721	\$289,836
Net Income/Loss	\$115,372	\$59,731	\$22,408
Source: RRFC annual audits for FYs 2012-13 through 2014-15			

Comparing revenue to expenses is one way to measure the overall fiscal health of district operations. Revenue has consistently exceeded expenses by as much as \$115,372 in FY 2012-2013, and more recently by \$22,408 in FY 2014-2015. This indicates that under current management practices, District revenue sufficiently covers existing costs.

2.4 SHARED FACILITIES AND REGIONAL COLLABORATION

The RRFC works cooperatively with other government agencies including municipalities and other water districts. The RRFC is a member of the Upper Russian River Water Agency (URRWA), a joint powers authority formed to consolidate water district activities and to provide a vehicle for consolidation of all of the participating special districts into a single regional water agency. Other members of the URRWA JPA are Calpella CWD, Millview CWD, Redwood Valley CWD and Willow CWD. A consolidation of the water districts would entail concurrent dissolution of the districts, including RRFC, and the formation of a single regional water agency. Figure 2-2 portrays the relationship between the URRWA JPA member districts.

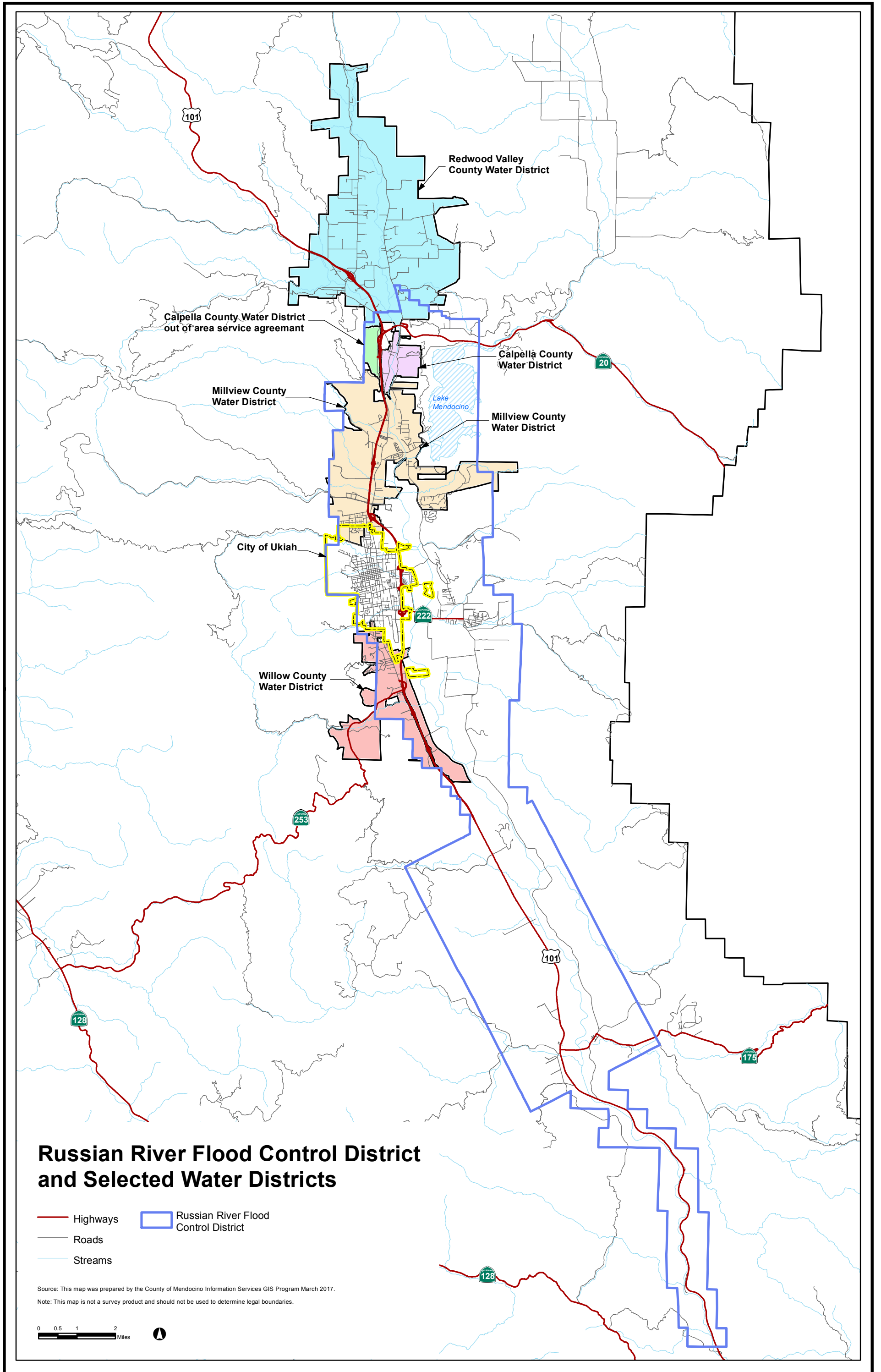
The passage of the Sustainable Groundwater Management Act (SGMA) has created a regulatory structure for the formation of Groundwater Sustainability Agencies (GSAs), in which RRFC is actively participating. The Ukiah valley area has been identified as a medium priority groundwater basin (DWR Bulletin 118), and as such is required to have a Sustainable Groundwater Management Plan. Regulatory compliance with legislation like SGMA includes the completion of multiple hydrologic studies; RRFC is actively participating in the creation and funding of those studies.

The RRFC works with other county agencies such as the Mendocino County Inland Water and Power Commission (IWPC), a joint powers agency that includes RRFC, Mendocino County, the City of Ukiah, Redwood Valley CWD, and Potter Valley Irrigation District. The agency was formed to facilitate coordination between the Potter Valley Irrigation District and PG&E regarding the Potter Valley Project. The Potter Valley Project is owned by PG&E and regulated by the Federal Energy Regulatory Commission (FERC); a relicensing effort is currently in the beginning stages. The IWPC is also actively participating in that process.

RRFC works with the Sonoma County Water Agency (SCWA) to monitor water levels in Lake Mendocino behind Coyote Valley Dam and Russian River flows for regulatory compliance with wildlife agencies and the State Water Resources Control Board. A regional conservation program, including toilet and turf replacement incentives, is partially funded by RRFC in cooperation with SCWA.

RRFC is also participating in the Forecast Informed Reservoir Operations (FIRO) process, which is designed to update operations at the Coyote Valley Dam using current meteorological data and technologies to better reflect current conditions and water supply predictions. Information from the FIRO process is also being included in the feasibility studies with the Army Corps of Engineers and raising the level of Coyote Valley Dam to increase water supply and its reliability. Participation by IWPC as the local non-federal project sponsor to the dam raising project includes RRFC funding and support.

The RRFC helps fund the Independent Science Review Panel (ISRP), which works with the California Land Stewardship Institute (CLSI). The ISRP reviews and provides input on the scientific basis for policies related to river supply and river management. A recent study on the geographical characteristics of the Russian River watershed and its relation to fish habitat was partially funded by RRFC. RRFC also funds CLSI frost protection reporting for agricultural customers along the river.



Russian River Flood Control District and Selected Water Districts

- Highways
- Roads
- Streams
- Russian River Flood Control District

Source: This map was prepared by the County of Mendocino Information Services GIS Program March 2017.
 Note: This map is not a survey product and should not be used to determine legal boundaries.



2.5 GROWTH AND POPULATION PROJECTIONS

2.5.1 PRESENT AND PLANNED LAND USE AND DEVELOPMENT

Mendocino County is the land use authority within the District and land-use decisions are made based on the County General Plan and Zoning regulations. Mendocino County is predominantly rural in nature with forest and agricultural land uses. Urban development is primarily focused in cities and community areas of the County. The District boundary encompasses the City of Ukiah and unincorporated communities of Calpella, Hopland and portions of Redwood Valley, as well as surrounding unincorporated areas of Mendocino County. (County, 2008)

2.5.2 EXISTING POPULATION AND PROJECTED GROWTH

The population of the RRFC can be estimated from the population of the zip codes contained in the RRFC boundaries. The RRFC covers much of zip code 95449 and 95482. Zip code 95449 covers the rural area from Hopland to the Sonoma County border. The US Census American Community Survey estimates the 2015 population within zip code 95449 to be 1,708 and within 95482 to be 32,892. Based on this update of the 2010 Census numbers, the 2015 population is estimated to be 34,600. This estimate is similar to the projected population growth in the Ukiah Valley Area Plan (UVAP), and when coupled with a realistic one percent (1%) growth rate, the estimated 2020 population within RRFC boundaries is 35,830.

Zip Code	2010	2015	2020 (estimated)
95449 (Hopland to Sonoma County border)	1,500	1,708	1,800
95482 (Ukiah Valley Area)	31,800	32,382	34,030
Totals	33,300	34,600	35,830

Source: US Census 2010 and 2015

Please refer to Appendix A of this document for more information regarding the data source and methodology for estimating the existing population size and the annual growth rate.

2.6 MSR DETERMINATIONS

2.6.1 Growth and Population Projections

1. The existing population size for the District is estimated to be 34,600 with an annual growth rate of 1 percent. The estimated population of the RRFC is expected to be approximately 36,000 by 2020.
2. Mendocino County and the City of Ukiah have land use authority within the District boundary and make land-use decisions based on the County and City General Plans and Zoning regulations.
3. It is not anticipated that the District and surrounding areas will experience a significant change in population over the next 5-10 years.

2.6.2 Present and Planned Capacity of Public Facilities and Adequacy of Public Services

4. The RRFC is limited to a maximum of 8,000 AFY of water from Lake Mendocino by water right permit 12947B. In 2015, RRFC contractors included 52 agricultural and other customers and 9 water district customers who contracted for a total of 6,786.5 AF of its 8,000 AF supply in 2015. The remaining uncontracted supply was made available as surplus to RVCWD. Additionally, wheeling agreements between the county water districts supplied RVCWD with 300 AF more water supply. The actual amount of water RRFC contracts to its customers varies year to year based on hydrologic conditions and contractor needs.
5. There are no capacity issues identified that need to be addressed within the timeframe of this MSR.
6. The District owns fourteen (14) meters installed at nine (9) customer sites and one meter that is uninstalled. These are the sole infrastructure assets of the District, an at cost asset totaling 19,635.

2.6.3 Financial Ability of Agency to Provide Services

7. The RRFC has a budget for FY 2016-17 with revenues of approximately \$379,000 and expenses of \$210,000. The RRFC receives approximately 10 percent of its revenues from property taxes and 90 percent from water sales. Revenues are limited by available water under its water right permit.
8. According to financial information from Fiscal Years 2014-15 to 2016-17, the District is fiscally healthy and able to meet its ongoing financial obligations without assistance from the Mendocino County Auditor-Controller's Office.

2.6.4 Opportunities for Shared Facilities

9. The RRFC works cooperatively with a number of other water agencies such as the districts within URRWA, SGMA agencies and SCWA. The RRFC holds a seat on the IWPC and has participated with other regional agencies in developing water supply related studies and policy implementation.
10. As the RRFC is considering consolidation with four county water districts within the Ukiah valley area: Calpella CWD, Willow CWD, Millview CWD, and Redwood Valley CWD. LAFCo policies relating to consolidation/reorganization apply.

2.6.5 Accountability for Community Services

11. The RRFC is governed by a five-member board elected at large to four-year staggered terms. The board meets on the second Monday of the month at RRFC headquarters. The board has four standing committees that meet on an as-needed basis. The District operates in compliance with the Brown Act.
12. The District performs evaluations for District employees on an annual basis.

2.6.6 Any Other Matters Related to Service Delivery as Required by LAFCo Policy

13. There are no other matters related to service delivery required by Mendocino LAFCo Policy.

3 SPHERE OF INFLUENCE UPDATE

3.1 BACKGROUND

LAFCo prepared an update to the 2013 MSR in conjunction with this SOI Update, which is contained in Chapter 2 of this document and forms the basis of the following SOI determinations. The SOI Update considers whether a change to a district sphere, or probable future boundary, is warranted to plan the logical and orderly development of a district in a manner that supports CKH Law and the Policies of the Commission. This chapter presents the SOI Update and required determinations pursuant to California Government Code 56425(d) for the RRFC.

3.2 SOI DETERMINATIONS

It is recommended that the Commission reaffirm the SOI established in the Zion Sphere of Influence Study of 1984 and reconfirmed by LAFCo in October 1991 (Figure 2-1). The following statements have been prepared in support of this recommendation.

3.2.1 Present and planned land uses in the area

The District boundary is generally comprised of a mixture of land uses established by Mendocino County and the City of Ukiah.

3.2.2 Present and probable need for public facilities and services in the area

RRFC is a member of the URRWA JPA, which is working toward consolidation efforts that would include a comprehensive plan for the current and future needs of public facilities and services to improve water service to customers within the Ukiah valley area. Participants in the URRWA JPA include RRFC, Calpella CWD, Millview CWD, Redwood Valley CWD, and Willow CWD.

3.2.3 Present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide

As determined in the MSR prepared for RRFC, the District has adequate personnel, finances, and equipment to meet current and future demands.

As the RRFC has no infrastructure or facilities, no needs or deficiencies are noted. Upon the consolidation of water districts, including RRFC, infrastructure within all of the participating districts will be comprehensively analyzed within a Plan of Services to identify needs, deficiencies, redundancies and opportunities for efficiency.

3.2.4 Existence of social or economic communities of interest in the area if the Commission determines that they are relevant to the agency

No social or economic communities of interest have been identified in the immediate vicinity of the District in the preparation of this SOI that should be included in the District boundary or SOI.

3.2.5 Present and Probable need for Public Facilities and Services of Disadvantaged Unincorporated Communities

No present or probable need for public facilities or services of disadvantaged unincorporated communities has been identified in the immediate vicinity of the District in the preparation of this SOI that should be included in the District boundary or SOI.

4 REFERENCES

Alaniz, Tamara. March 2017. Personal Communication.

California Department of Finance (DOF). E-1 Cities, Counties, and the State Population Estimates with Annual Percent Change - January 1, 2015 and 2016. Sacramento, CA. [Online]. Available at: <<http://www.dof.ca.gov/Forecasting/Demographics/Estimates/>>.

California Department of Finance (DOF). P-1: State and County Population Projections, County: 2010-2060 (5-year increments). Sacramento, CA. [Online]. Available at: <<http://www.dof.ca.gov/Forecasting/Demographics/Projections/>>.

County of Mendocino. September 2008. General Plan Update Draft Environmental Impact Report (EIR), Section 4.9 Land Use. [Online]. Available at: <http://www.co.mendocino.ca.us/planning/pdf/4.9_land_use.pdf>. Accessed November 14, 2016.

County of Mendocino. July 2011. Draft 2007 Ukiah Valley Area Plan (UVAP) Final Program Environmental Impact Report (EIR). [Online]. Available at: <http://www.co.mendocino.ca.us/planning/pdf/FINAL_UVAP_EIR_Section_1.pdf>. Accessed January 2017.

U.S. Census Bureau. June 23, 2016 (last revised). United States Census 2010 Interactive Population Map. [Online]. Available at: <<https://www.census.gov/2010census/popmap/>>. Accessed December 2016

American Community Survey (ACS). 2010. [Online]. Available at: <<https://www.census.gov/programs-surveys/acs/>>. Accessed December, 2016.

Mendocino LAFCo. May 2013. Municipal Service Review of the Ukiah Valley Special Districts. Available at: <http://mendolafco.org/msr/Ukiah%20Valley%20Special%20Districts%20APPROVED%20MSR%2005-16-13_FULL.pdf>.

Mendocino LAFCo. 1984. Sphere of Influence Study prepared by William R. Zion. Available at: Mendocino LAFCo Administrative Office, 200 School Street, Ukiah, CA 95482.

Mendocino LAFCo. 1991. Commission Meeting Minutes, October 7.

Russian River Flood Control and Water Conservation Improvement District. March 2017. District formation documentation. Available at: <<http://rrfc.net/Documents>>. Accessed March 2017.

Russian River Flood Control & Water Conservation Improvement District. Tamara Alaniz, General Manager. Personal Communications. October 2016 – March 2017.

5 ACKNOWLEDGEMENTS

5.1 ASSISTANCE AND SUPPORT

This Municipal Service Review and Sphere of Influence Update could not have been completed without the assistance and support from the following organizations and individuals.

LAFCo Staff	Uma Hinman, Executive Officer Elizabeth Salomone, Commission Clerk
Russian River Flood Control & Water Conservation Improvement District	Tamara Alaniz, General Manager

APPENDICES

APPENDIX A

Projected population growth is determined based on multiplying the existing population size and the annual population growth rate for a geographic area.

Existing population size data is available from the U.S. Census Bureau and the California Department of Finance (DOF) for cities, census designated places (CDPs), and census tracts. This data can be used to estimate population size for special districts with a service area that generally follows the boundary of a city, CDP, or census tract.

It can be difficult to determine the existing population size for special districts in unincorporated areas of Mendocino County since their service areas often do not follow census boundary lines.

For purposes of this MSR, population data will be extrapolated from census boundary lines that most closely follow the service area of the district based on the assumption that population characteristics and growth patterns are expected to be similar. Any differences between the district and census boundaries are accounted for by approximating the percentage of the population in a particular census boundary area that is attributable to the district boundary area.

The annual growth rate for incorporated and unincorporated areas of Mendocino County is shown in the table below.

Mendocino County Annual Growth Rates			
Jurisdiction	2015 Population ¹	Annual Growth Rate (%)	Projected Population (2035) ²
City of Fort Bragg	7,633	0.08	7,754
City of Point Arena	444	0.31	473
City of Ukiah	16,156	0.25	17,022
City of Willits	4,860	0.33	5,201
Unincorporated Areas	59,070	0.4	64,115
Total	88,163	1.37	94,565

(1) Data Source - State of California, Department of Finance, Report E-1 Population Estimates for Cities, Counties, and the State, January 1, 2015 and 2016. Sacramento, California, May 2016.

(2) Data Source - State of California, Department of Finance, Report P-1 (Total Population), State and County Population Projections, July 1, 2010-2060 (5-year increments). Sacramento, California, December 2014. Sub-county estimates for 2035 based on the 2013 population share from the 2014-2019 Mendocino County General Plan Housing Element Table 5-2-1.

**Resolution of
The Local Agency Formation Commission of Mendocino County
Adopting the**

**Russian River Flood Control & Water Conservation Improvement District
Municipal Service Review and Sphere of Influence Update 2017
LAFCo Resolution No. 16-17-08**

WHEREAS, the Mendocino Local Agency Formation Commission, hereinafter referred to as the “Commission”, is authorized to conduct municipal service reviews and establish, amend, and update spheres of influence for local governmental agencies whose jurisdictions are within Mendocino County; and

WHEREAS, the Commission conducted an update of the Russian River Flood Control and Water Conservation and Improvement District (“RRFC” or “District”) municipal service review pursuant to California Government Code Section 56430; and

WHEREAS, the Commission conducted a sphere of influence update for the District pursuant to California Government Code Section 56425; and

WHEREAS, the Executive Officer gave sufficient notice of a public hearing to be conducted by the Commission in the form and manner prescribed by law; and

WHEREAS, the Executive Officer’s report and recommendations on the municipal service review and sphere of influence update were presented to the Commission in the manner provided by law; and

WHEREAS, the Commission heard and fully considered all the evidence presented at a public hearing held on the municipal service review and sphere of influence update on May 1, 2017; and

WHEREAS, the Commission considered all the factors required under California Government Code Sections 56430 and 56425.

NOW, THEREFORE, the Mendocino Local Agency Formation Commission does hereby RESOLVE, DETERMINE, and ORDER as follows:

1. This municipal service review updates information within the previous municipal service review for the District that was included as a section within the Ukiah Valley special districts, which was adopted by the Commission on May 6, 2013.
2. The Commission, as Lead Agency, finds the municipal service review is exempt from further review under the California Environmental Quality Act pursuant to California Code of Regulations Section 15306. This finding is based on the use of the municipal service review as a data collection and service evaluation study. The information contained within the

municipal service review may be used to consider future actions that will be subject to additional environmental review.

3. The Commission, as Lead Agency, finds the sphere of influence update is exempt from further review under the California Environmental Quality Act pursuant to California Code of Regulations Section 15061(b)(3). This finding is based on the Commission determining with certainty the update will have no possibility of significantly effecting the environment given no new land use or municipal service authority is granted.
4. This municipal service review and sphere of influence update is assigned the following distinctive short-term designation: "Russian River Flood Control & Water Conservation Improvement District MSR/SOI Update 2017"
5. Pursuant to Government Code Section 56430(a), the Commission makes the written statement of determinations included in the municipal service review, hereby incorporated by reference.
6. Pursuant to Government Code Section 56425(e), the Commission makes the written statement of determinations included in the sphere of influence update, hereby incorporated by reference.
7. The Executive Officer shall revise the official records of the Commission to reflect this update of the spheres of influence for the District.

BE IT FURTHER RESOLVED that the Russian River Flood Control & Water Conservation Improvement District MSR/SOI Update 2017 is hereby approved and incorporated herein by reference and the existing sphere of influence is affirmed with no changes as depicted in the Russian River Flood Control & Water Conservation Improvement District MSR/SOI Update 2017 and in Exhibit "A".

The foregoing Resolution was passed and duly adopted at a regular meeting of the Mendocino Local Agency Formation Commission held on this 1st day of May, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

GERALD WARD, Chair

UMA HINMAN, Executive Officer

MENDOCINO

Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Uma Hinman, Executive Officer
SUBJECT: Public Hearing for Proposed Budget FY 2017-18

Background

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 mandates operating costs for Local Agency Formation Commissions (LAFCo) shall be annually funded by the affected counties, cities, and independent special districts on a one-third apportionment process. Apportionments for cities and independent special districts are further divided and proportional to each agency's total revenues as a percentage of the overall revenue amount collected in the county. LAFCos are also authorized to establish and collect fees to offset agency contributions.

Local Agency Formation Commissions (LAFCos) are responsible under State law for annually adopting a proposed budget by May 1st and a final budget by June 15th. State law specifies the proposed and final budgets shall, at a minimum, be equal to the budget adopted for the previous fiscal year unless LAFCo finds the reduced costs will nevertheless allow the agency to fulfill its prescribed regulatory and planning duties.

Discussion

At the April 3, 2017 LAFCo meeting, the Commission approved a Preliminary Budget for FY 2017-18. The Commission reviewed increases to operating expenses that would be funded through the use of the unused funds from FY 2016-17 and operating reserves, as needed. No increases to member agency apportionment fees is proposed. The Preliminary Budget for FY 2017-18 and the May 1 public hearing notice was mailed and emailed to all member agencies on April 6, 2017. No comments have been received as of the writing of this staff report.

No changes to the Preliminary Budget have been recommended or are included in the attached Proposed Operating Budget (Attachment 1). The following summarizes the changes in operating expenses and LAFCo's financial status.

Proposed Operating Expenses

Proposed operating expenses for FY 2017-18 totaling \$160,225 reflect the anticipated staffing services for day-to-day operations and for conducting MSRs and SOIs scheduled for FY 2017-18. The proposed changes to operating expenses in FY 2017-18 are summarized in the following table.

Account	FY 2016-17	FY 2017-18	Change	Notes
5300 Basic Services	65,680	66,815	1,135	Anticipated increase in Clerk's rate
5502 Office Space	4,800	5,000	200	Rent increase
5600 Office Expenses	2,000	3,350	1,350	New office computer
5700 Internet & Website Costs	1,200	1,300	100	Increase in rates
6000 Televised Meetings	1,700	3,000	1,300	Increase in contracted staff rate
6100 Audit Services	3,025	3,100	75	Rate increase (Pehling)
6300 Legal Counsel	6,000	7,200	1,200	Increase in billing rate results in an increased basic monthly rate of \$600; option of \$800 per month would include one free meeting per year
6400 A-87 Costs County Services	2,010	1,100	(910)	Decrease in fees for FY 2016-17, per Auditor-Controller
6600 Memberships (CALAFCO/CSDA)	2,100	2,200	100	Anticipated increase in membership fees
6670 County GIS Services	3,622	5,000	1,378	Was part of Acct 7501 SOI Updates budget in FY 2016-17; recommend separate Acct
6740 In-County Travel & Stipends	4,300	2,000	(2,300)	Has not exceeded \$2,000 the past few fiscal years
6750 Travel & Lodging Expenses	5,000	4,000	(1,000)	Has not exceeded \$2,000 the past few years. CALAFCO Conference 2017 will be in San Diego.
7000 Work Plan (MSR/SOI)	57,622	45,000	(12,622)	There will be an anticipated "roll-over" of MSR/SOI tasks and budget to FY 2017-18 of approximately \$20,000
Change in operational expenses between FYs 2016-17 and 2017-18			(9,994)	

The Executive Committee is recommending removing the Applications (Account 8000) budget line for the FY 2017-18 Budget as it is a balanced revenue/expense item; applications are processed at cost and covered by upfront deposits made by the applicant.

Proposed Operating Revenues:

The proposed expenses would require an increase in the amount of LAFCo apportionment fees and/or the use of unexpended funds to close the deficit from \$120,000 to \$160,225. With the anticipated roll-over of \$20,000 from the FY 2016-17 MSR/SOI budget and the use of the anticipated remainder of unallocated funds (\$16,031.25) at the end of the current FY, the remaining deficit will be approximately \$4,200.

Financial Summary

As prepared by Treasurer Ward and presented in the April 3 Commission agenda packet, following is a summary of LAFCo’s current financial status as of March 1 and end of FY 2016-17 projection.

Cash in Savings Bank, February 28, 2017	\$ 56,890.41
Transfer from Reserve Account to Cash in Savings Bank	\$ 10,000.00
Cash in Treasury (County) February 28, 2017	43,325.92
Total Funds in Accounts	\$ 110,216.33
Accounts Receivable - Apportionment still due	\$ 10,462.84
Total Funds Available	\$ 120,679.17
Accounts Payable - February 2017 Claims	\$ (15,334.81)
Accounts Payable - Remaining Claims Due to June 30, 2017	(84,272.86)
Application Deposit Held - City of Ukiah Detachment/UVSD	(1,532.75)
Application Deposit Held - AVCS D Latent Power & Annexation	(3,507.50)
2016/2017 Operating Budget Deficit	-
2016/2017 Proposed Additions to Operating Budget	-
Net Funds Available at 6-30-17	\$ 16,031.25
Reserve: General/Legal	\$ 90,206.00

At the April 3, 2017 Preliminary Budget Workshop, rather than increase apportionment fees for Fiscal Year 2017-18, the Commission provided direction to utilize reserve funds to cover the deficit.

Recommendation

Staff recommends the Commission adopt Resolution No. 16-17-09, thereby approving the Proposed Budget for Fiscal Year 2017-18 and direct staff to schedule for public hearing the Final Budget 2017-18.

Attachments:

- 1) Proposed Budget for FY 2017-18
- 2) Resolution No. 16-17-09 approving the Proposed Budget for FY 2017-18

**Mendocino Local Agency Formation Commission
Operating Budget FY 2017-2018**

ACCOUNT #	DESCRIPTION	FY 2016-17 Adopted	FY 2016-17 Amended	FY 2017-18 Proposed
REVENUE				
4000	LAFCO Apportionment Fees	\$ 120,000	\$ 120,000	\$ 120,000
4100	Service Charges	\$ -	\$ -	
4800	Miscellaneous	\$ -	\$ -	
4910	Interest Income	\$ 120	\$ 120	\$ 120
	Revenue Total	\$ 120,120	\$ 120,120	\$ 120,120
EXPENSES				
5300	Basic Services	\$ 62,000	\$ 65,680	\$ 66,815
5500	Rent	\$ 5,160	\$ 5,160	\$ 5,360
5600	Office Expenses	\$ 2,000	\$ 2,000	\$ 3,350
5700	Internet & Website Costs	\$ 1,200	\$ 1,200	\$ 1,300
5900	Publication and Legal Notices	\$ 2,000	\$ 2,000	\$ 2,000
6000	Televising Meetings	\$ 1,700	\$ 1,700	\$ 3,000
6100	Audit Services	\$ 3,025	\$ 3,025	\$ 3,100
6200	Bookkeeping	\$ 4,800	\$ 4,800	\$ 4,800
6300	Legal Counsel	\$ 6,000	\$ 6,000	\$ 7,200
6400	A-87 Costs County Services	\$ 2,010	\$ 2,010	\$ 1,100
6500	Insurance-General Liability	\$ 1,000	\$ 1,000	\$ 1,000
6600	Memberships (CALAFCO/CSDA)	\$ 2,100	\$ 2,100	\$ 2,200
6670	GIS Contract with County			\$ 5,000
6740	In-County Travel & Stipends	\$ 4,300	\$ 4,300	\$ 2,000
6750	Travel & Lodging Expense	\$ 5,000	\$ 5,000	\$ 4,000
6800	Conferences (Registrations)	\$ 3,000	\$ 3,000	\$ 3,000
7000	Work Plan (MSRs and SOIs)			\$ 45,000
7001	MSR Reviews - Admin	\$ 15,000	\$ 15,000	\$ -
7501	SOI Updates	\$ 39,000	\$ 42,622	\$ -
	Operating Expense Total	\$ 159,295	\$ 166,597	\$ 160,225
	REVENUE/EXPENSE DIFFERENCE	\$ (39,175)	\$ (46,477)	\$ (40,105)
	<i>(Negative balance indicates use of fund balance)</i>			
Unreserved/Unrestricted Fund Balance (estimated for end of FY 2016-17)				
	Anticipated Cash Balance			\$ 16,000
	Anticipated Work Plan roll over for FY 2017-18			\$ 20,000
	Total Unreserved/Unrestricted Funds			\$ 36,000
Reserve Fund Balance				
	Operational Reserves			\$ 40,226
	Legal Reserves			\$ 50,000
	Total Reserve Funds			\$ 90,226

DRAFT Mendocino LAFCO MSR/SOI 5-Year Work Plan (FY 2017/18 - 2021/22)

NOTE: The schedule and budget for each project identified in this two-year Work Plan is an estimate based on receiving complete information from applicable agencies within a reasonable time frame and minimal controversy through the public review process. This Work Plan will be reviewed and revised periodically to account for a more refined level of detail

Year Adopted	Service Provider	MSR	SOI	Proposed Budget
<i>Estimated Work Plan roll-over from FY 2016/17</i>				\$ 20,000
Fiscal Year 2017/18				
2008	City of Fort Bragg	*	*	\$ 6,000
2006	Redwood Coast FPD	*	*	\$ 3,500
2011	Fort Bragg Rural FPD	*	*	\$ 5,000
2015	City of Willits		*	\$ 3,000
2010	Brooktrails Township CSD	*	*	\$ 8,000
2010	Covelo CSD	*	*	\$ 5,000
2008	Mendocino City CSD	*	*	\$ 8,000
2008	Mendocino Coast Rec & Park District	*	*	\$ 5,000
n/a	Mutual Water Companies (9) - profiles only			\$ 1,500
<i>Subtotal (FY 2017/18)</i>				\$ 45,000
Fiscal Year 2018/19				
2012	City of Ukiah	*	*	\$ 12,500
2013?	Ukiah Valley Sanitation District	*	*	\$ 10,000
n/a	Lighting Districts (11?)	*	*	\$ 6,500
n/a	CSAs (10? needs research)	*	*	\$ 7,500
<i>Subtotal (FY 2018/19)</i>				\$ 36,500
Fiscal Year 2019/20				
2015	City of Point Arena	*	*	\$ 7,500
2015	Anderson Valley CSD	*	*	\$ 4,000
2015, 2016	Water Districts (12)	*	*	\$ 20,000
<i>Subtotal (FY 2019/20)</i>				\$ 31,500
Fiscal Year 2020/21				
2016	Hopland PUD	*	*	\$ 3,500
2016	Mendocino Health Care District	*	*	\$ 5,000
2016	Mendocino County RCD	*	*	\$ 4,000
2016	Noyo Harbor District	*	*	\$ 5,000
2017	Cemetery Districts (8)	*	*	\$ 10,000
<i>Subtotal (FY 2020/21)</i>				\$ 27,500
Fiscal Year 2021/22				
2017	Russian River Flood Control District	*	*	\$ 3,500
2017	City of Fort Bragg	*	*	\$ 10,000
2017	Comptche CSD	*	*	\$ 3,500
2017	Elk Community CSD	*	*	\$ 3,500
2017	Potter Valley CSD	*	*	\$ 3,500
2017	Fire Districts (12)	*	*	\$ 18,000
<i>Subtotal (FY 2021/22)</i>				\$ 42,000

Note: The estimated annual Work Plan tasks and budget may continue into the following FY depending on overall staff workload. It is advised that this Work Plan be viewed as a guideline and perhaps reviewed mid-year. For example, the City of Fort Bragg, City of Willits, and Redwood Coast FPD reports were started and partially billed in FY 2016/17.

**Resolution No. 16-17-09
of the Local Agency Formation Commission of Mendocino County**

**Adopting the
Proposed Budget for Fiscal Year 2017-18**

WHEREAS, the Mendocino Local Agency Formation Commission, hereinafter referred to as the “Commission”, annually adopts a proposed budget by May 1st and a final budget by June 15th to fulfill its purposes and functions that are set by State law; and

WHEREAS, the Executive Officer gave sufficient notice of a public hearing to be conducted by the Commission in the form and manner prescribed by law; and

WHEREAS, the Executive Officer’s report and recommendations on the proposed budget were presented to the Commission in the manner provided by law; and

WHEREAS, the Commission heard and fully considered all the evidence presented at a public hearing held on the proposed budget for fiscal year 2017-18 on May 1, 2017.

NOW, THEREFORE, the Mendocino Local Agency Formation Commission does hereby RESOLVE, DETERMINE, and ORDER as follows:

1. The Commission hereby approves a proposed budget for fiscal year 2017-18 in the amount of \$160,225, as shown in Exhibit A.
2. The proposed budget reflects the use of unrestricted fund balance and/or reserves in the amount of \$40,225 for purposes of increasing necessary operating expenses without increasing apportionment fees of member agencies.
3. The proposed budget allows the Commission to fulfill its prescribed regulatory and planning duties.

BE IT FURTHER RESOLVED that the Commission directs staff to distribute the proposed budget to member agencies and to schedule the final budget hearing for June 5, 2017.

The foregoing Resolution was passed and duly adopted at a regular meeting of the Mendocino Local Agency Formation Commission held on this 1st day of May 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

GERALD WARD, Chair

UMA HINMAN, Executive Officer

MENDOCINO Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
 TO: Mendocino Local Agency Formation Commission
 FROM: Uma Hinman, Executive Officer
 SUBJECT: Legal Services Report

Background

At its April 3, 2017 meeting, the Commission requested staff research and report on options for legal services for LAFCo, particularly regarding the possibility of utilizing County Counsel.

LAFCo’s current contract with Scott Browne was approved on August 4, 2014, after a solicitation process that resulted in his selection. That contract was for a \$500/month flat rate (\$6,000/year), which has not changed in the three years he has served as LAFCo Legal Counsel. We have received notification from Attorney Browne that the rate will increase to \$600/month (\$7,200/year), with additional service at a rate of \$195/hour. Alternatively, he recommended an increase to \$800/month, which would include attendance to one in-person meeting annually.

During the Preliminary Budget Workshop on April 3, 2017, the Commission directed staff to research options for legal services and specifically County Counsel. In addition to contacting County Counsel, staff has researched other LAFCo legal budgets and service providers, which are summarized in the following table:

LAFCO	Annual Budget (FY 2016-17)	Provider
Napa	\$32,000	Private Contractor (\$250/hr)
Butte	\$24,000	Private Contractor (Browne)
Colusa	\$21,000	Private Contractor (Browne)
Nevada	\$18,000	Private Contractor (Browne)
Lake	\$18,000	Private Contractor (Browne)
Sonoma	\$15,000	County Counsel
Shasta	\$14,000	Private Contractor (Underwood)
Mendocino	\$6,000	Private Contractor (Browne)
Humboldt	\$5,000	Private Contractor

In addition to representing Mendocino County, County Counsel currently provides legal services to MCOG, MTA, and 80 small districts within the County. Although they do not currently have staff experienced with LAFCo, they would be amenable to providing legal services to LAFCo at an hourly rate of \$160. As County Counsel, their priority client is the County but they would be as responsive as possible given any current work load constraints. Any research necessary to respond to LAFCo requests would be billed at the hourly rate. Per conversation with County Counsel, they

would recommend having a specialist on contract or available as well, but would be happy to review contracts and assist as needed.

Because LAFCo has its own set of legislation and regulations that are specific in governance and operations, staff feels that LAFCo experienced counsel benefit the Commission in several ways:

- Experience – LAFCo specialized counsel typically attend and present at CALAFCO Staff Workshops and Conferences, making them accessible and knowledgeable about current trends, precedence-setting legislation and processes, and current legislation specific to LAFCOs. Additionally, they often work on topics of regional or statewide interest, spreading the costs among their clients, who benefit from those efforts.
- Efficiency – LAFCo specialized counsel can often provide quick responses to staff questions that might otherwise take a substantial amount of research time, making it a more efficient discussion in the long run.
- Accessibility – Because staff interacts with LAFCo specialized counsel during CALAFCO functions and trainings, relationships are built which benefit staff and Commissions.

Our current Counsel provides legal services to numerous LAFCo's throughout Northern California and our Commission benefits from that experience. It is staff's recommendation that having a LAFCo experienced counsel would be more efficient in time and cost.

Recommendations:

Staff recommends continuing with the current contracted legal counsel or provide further direction to staff, if desired.

**MENDOCINO
Local Agency Formation Commission**

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Uma Hinman, Executive Officer
SUBJECT: Letters of Support Request from URRWA JPA

The Upper Russian River Water Agency (URRWA) Joint Powers of Authority (JPA) requests consideration of a letter of support to Governor Brown regarding the voluntary consolidation of water districts in the Ukiah Valley.

The URRWA JPA aims to be a model of logical consolidation and reorganization of healthy water districts that through collaboration can develop a logical form of governance within the watershed and provide increased efficiency in services for ratepayers. The JPA is asking Governor Brown for assistance by facilitating several long-pending water rights applications and securing long-term water supply reliability in the valley.

Recommendations:

Authorize the Chair to review and sign a letter to Governor Brown in support of the URRWA JPA.

MENDOCINO
Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Uma Hinman, Executive Officer
SUBJECT: Legislative Letters of Support Request from CALAFCO

CALAFCO is requesting letters of support for two CALAFCO-sponsored bills:

AB 464 (Gallagher) – Under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH), current law requires that an applicant seeking a change of organization or reorganization submit a plan for providing services within the affected territory that includes, among other requirements, an enumeration and description of the services to be extended to the affected territory and an indication of when those services can feasibility be extended. This bill would specific that the plan is required to also include specific information regarding services currently provided to the affected territory, as applicable, and make related changes. The bill makes the necessary corrections to code to allow LAFCOs to continue to approve annexations of areas already receiving services via an out of area service agreement.

AB 1725 (Omnibus Bill) – The CKH , among other things, authorizes a LAFCo to establish a schedule of fees and a schedule of service charges for proceedings taken pursuant to the act, as specified. This bill would revise that provision to authorize a LAFCo to establish a schedule of fees and a schedule of service charges pursuant to the act. The bill currently has one item; however the bill will be amended later this year to add five additional items, all of which were approved by the CALAFCO Legislative Committee.

Recommendations:

Approve the two attached letters of support for the above bills as requested by CALAFCO.

Attachments:

- 1) Letter of Support for AB 1725: Local Government Committee Omnibus Bill
- 2) Letter of Support for AB 464 as Amended

MENDOCINO

Local Agency Formation Commission

Ukiah Valley Conference Center ◊ 200 South School Street ◊ Ukiah, California 95482

Telephone: 707-463-4470 Fax: 707-462-2088 E-mail: eo@mendolafco.org Web: www.mendolafco.org

CHAIR & TREASURER

Jerry Ward
Public Member

Assemblymember James Gallagher
California State Assembly
State Capital Room 2158
Sacramento, CA 95814

May 1, 2017

VICE CHAIR

Carre Brown
County Board
of Supervisors

Subject: Support of AB 464 as Amended

MEMBERS

Kevin Doble
Ukiah City Council

Dear Assemblymember Gallagher:

Gerardo Gonzalez
Willits City Council

The Mendocino Local Agency Formation Commission (LAFCo) is pleased to support your bill **AB 464**, as amended on March 14, 2017. Sponsored by the California Association of Local Agency Formation Commissions (CALAFCO), the bill makes necessary technical changes to existing LAFCo law to solidify the current practice of LAFCos approving annexations of areas already being served by a local agency through an out of area service agreement (Government Code Section 56133).

Dan Hamburg
County Board
of Supervisors

Theresa McNerlin
Ukiah Valley Sanitation District

As a result of a court decision in 2014 in the case of *City of Patterson v. Turlock Irrigation District*, all future annexations of an area receiving services through an approved out of area service agreement will not be valid. What began as a local issue has now become a critical statewide concern. This bill seeks to remedy that problem by ensuring that within certain conditions, LAFCos can continue to evaluate applications which include the annexation of territory where services are already being provided via an out of area service agreement. Further, it allows for common sense boundary alignments and more predictable growth planning.

Tony Orth
Brooktrails Township CSD

By allowing the annexation of these areas, **AB 464** also ensures the people paying for and receiving the services, can participate in elections and potentially serve on the governing board of the service provider.

ALTERNATE MEMBERS

Scott Ignacio
Point Arena City Council

It is important to note that this bill does not change the current rights of a city or district to oppose an annexation, nor does it change any protest provisions in current law. It simply ensures the ability for LAFCos to continue the practice of common sense boundary oversight for service providers. As there are many pending annexations throughout the state that are associated with previously approved out of area service extensions, this legislation is critical to the successful annexation of these areas.

John McCowen
County Board
of Supervisors

For these reasons, Mendocino LAFCo is pleased to support **AB 464**. Thank you for carrying this important piece of legislation.

Carol Rosenberg
Public Member

Sincerely yours,

Angela Silver
Calpella County Water District

Executive Officer
Uma Hinman

Analyst

Larkyn Feiler

Commission Clerk
Elizabeth Salomone

Counsel

Scott Browne

Regular Meetings

First Monday
of each month
at 9:00 AM
at the Mendocino
County Board
of Supervisors Chambers
501 Low Gap Road

Gerald Ward
Mendocino LAFCo Chair

Cc: Members, Assembly Local Government Committee
Misa Lennox, Assembly Local Government Committee
William Weber, Consultant, Assembly Republican Caucus
Pamela Miller, Executive Director, CALAFCO

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CHAIR & TREASURER

Jerry Ward
Public Member

Honorable Cecilia Aguiar-Curry, Chair
Assembly Local Government Committee
California State Assembly
State Capitol, Room 5144
Sacramento, CA 95814

May 1, 2017

VICE CHAIR

Carre Brown
County Board
of Supervisors

MEMBERS

Kevin Doble
Ukiah City Council

RE: SUPPORT of AB 1725: Local Government Committee Omnibus Bill

Gerardo Gonzalez
Willits City Council

Dear Chair Aguiar-Curry:

Dan Hamburg
County Board
of Supervisors

The Mendocino Local Agency Formation Commission (LAFCo) is pleased to support the Assembly Local Government Committee Bill **AB 1725** which makes technical, non-substantive changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (the Act).

Theresa McNerlin
Ukiah Valley Sanitation District

Tony Orth
Brooktrails Township CSD

This annual bill includes technical changes to the Act which governs the work of local agency formation commissions. These changes are necessary as commissions implement the Act and small inconsistencies are found or clarifications are needed to make the law as unambiguous as possible. **AB 1725** currently makes minor technical corrections to language used in the Act. Mendocino LAFCo and the California Association of Local Agency Formation Commissions (CALAFCO) are grateful to the members of our Legislative Committee and to your Committee and staff, all of whom worked diligently on this language to ensure there are no substantive changes while creating a significant increase in the clarity of the Act for all stakeholders.

ALTERNATE MEMBERS

Scott Ignacio
Point Arena City Council

John McCowen
County Board
of Supervisors

Carol Rosenberg
Public Member

Angela Silver
Calpella County Water District

This legislation helps insure the Cortese-Knox-Hertzberg Act remains a vital and practical law that is consistently applied around the state. Mendocino LAFCo appreciates your Committee's authorship and support of this bill, and your support of the mission of LAFCos. As always we are happy to provide any additional information needed.

Executive Officer
Uma Hinman

Analyst
Larkyn Feiler

Commission Clerk
Elizabeth Salomone

Yours sincerely,

Counsel
Scott Browne

Gerald Ward
Mendocino LAFCo Chair

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First Monday
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Cc: Members, Assembly Local Government Committee
Misa Lennox, Assembly Local Government Committee
William Weber, Consultant, Assembly Republican Caucus
Pamela Miller, Executive Director, CALAFCO

MENDOCINO
Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Uma Hinman, Executive Officer
SUBJECT: Legislative Process

CALAFCO occasionally requests letters of support regarding legislative matters with short deadlines falling between Commission meetings. Practice has been that the requests are brought to the Commission for consideration at the next regular meeting. The Commission then directs the Executive Officer to send a letter to the author of the bill stating LAFCo's position and/or concerns. In order to effectively engage in legislative relations, which primarily includes taking positions on pending legislation, staff is requesting Commission discussion and possible direction to staff and/or the Policies and Procedures Committee in recognition of a need for flexibility with regard to timely communications with members of the State legislature and their staffs.

The ultimate authority to take positions on legislation lies with the Commission, and to the extent possible, positions should be adjudicated by the Commission at regular meetings, where staff can be directed to relay positions appropriately to the legislature.

However, given the time constraints for consideration of legislation that is often developed and considered in the legislature under compressed timeframes, the Commission may wish to consider developing policy or a process to provide avenues for the Commission and staff to take positions in a responsive fashion.

Review of other LAFCo practices regarding legislative affairs typically consist of a version of one of the following approaches:

1. Legislative Committee – typically consisting of two Commissioners. Allow submittal of letters with notification or ratification at the next Commission meeting.
2. Executive Officer – authorized to submit position letters that do not support unfunded mandates in accordance with the California Association of Local Agency Formation Commissions' (CALAFCO) annual legislative platform upon consultation with the Chair or Vice Chair when time does not allow approval by the Commission at a regular meeting.

Recommendations:

Commission direction to Policies & Procedures Committee to develop procedures or policy for future legislative support letter requests and return to Regular Commission meeting of June 5, 2017.

MENDOCINO Local Agency Formation Commission

Staff Report

DATE: May 1, 2017
TO: Mendocino Local Agency Formation Commission
FROM: Uma Hinman, Executive Officer
SUBJECT: Status of Applications, Future Projects, MSR & SOI Updates

ACTIVE APPLICATIONS

There are currently three (3) active applications on file with the Commission:

1. Anderson Valley CSD Proposed Reorganization (Annexation, Detachment, and Activation of Latent Powers to Provide Ambulance Services)

In June 2016, AVCSO submitted application materials to LAFCo for a Reorganization consisting of annexation, detachment, and latent powers activation for ambulance services. The proposed latent powers activation would allow the AVCSO to pursue a functional merger by contract with the Anderson Valley Ambulance Service, an independent non-profit entity that currently provides ambulance services to the Anderson Valley community. The proposed merger into a single entity for fire/rescue and EMS transport would support the provision of local ambulance services and improve financial and operational efficiencies. Following the March 6 Commission meeting, District staff advised that they were withdrawing the annexation portion of the application and proceeding with the activation of latent powers. We received official notification of the change in scope of application (removal of annexation) from the District on April 21, 2017. The application is scheduled for hearing May 1, 2017.

2. City of Ukiah Detachment of Ukiah Valley Sanitation District (UVSD) Served Areas

The City of Ukiah was notified in December 2014 that their detachment application was incomplete pending submittal of a Plan for Services and property tax exchange agreement.

3. Fort Bragg RFPD North of 10 Mile Annexation

Staff to request map note removal from SHN Engineers and new files at no additional cost to LAFCo.

FUTURE PROJECTS:

There are five (5) potential project proposals that have been brought to LAFCo's attention:

1. Anderson Valley CSD Proposed Activation of Latent Powers to Provide Water and Sewer Services

2. Millview CWD Annexation

Potential application for annexation of an area located outside the District boundaries but within its sphere of influence.

(Continued...)

3. Proposed Nicolls Annexation to Millview CWD and UVSD

Potential annexation of an undeveloped parcel. Owners are discussing options for coordinating with the annexation noted in No. 2, above.

4. Calpella CWD Proposed Annexation

Potential annexation of the Central Avenue Area, which has been receiving water services since 2000. The area has been identified for future annexation in the recent SOI Plan. This application will be unnecessary upon consolidation of the five water districts.

5. Proposed Consolidation of Five Water Districts in the Ukiah Valley area

Potential consolidation of five water districts in the Ukiah valley area: Calpella CWD, Millview CWD, Willow CWD, Redwood Valley CWD, and Russian River Flood Control. It has been estimated that an application is approximately two years out.

MSR & SOI UPDATES:

The following MSR and/or SOI Studies are included in the 2016/2017 Work Plan and are in progress:

MSR	SOI	MSR/SOI	Start Date	Targeted Workshop Date	Status
X	X	Cemetery Districts (8)	7/11/16	1/9/17 (Workshop) 3/6/17 (Hearing) 4/3/17 (Hearing)	Completed; documents being mailed to districts.
	X	Fire Districts (14)	9/27/16	7/3/17 (some, not all)	Staff continues to follow up with districts to obtain information.
	X	Russian River FCWCID	10/20/16	4/3/17 (Workshop) 5/1/17 (Hearing)	Workshop was held on 4/3/17; public hearing scheduled for 5/1/17
	X	City of Willits	11/10/16	9/4/17	In progress; waiting for City to provide information on SOI
X	X	City of Fort Bragg	1/6/17	8/7/17	City has submitted information in response to RFI; MSR in process.

May 1, 2017

MENDOCINO

Local Agency Formation Commission Information / Report Item Attachments

1. SB 1266 JPA letter from LAFCo to Special District, Cities, and County
2. Legislative Update Report

MENDOCINO

Local Agency Formation Commission

Ukiah Valley Conference Center ◊ 200 South School Street ◊ Ukiah, California 95482

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Carol Rosenberg
Public Member

Angela Silver
Calpella County Water District

**City Alternate Representative
to be announced March 2017
by City Select Committee**

Executive Officer

Uma Hinman

Analyst

Larkyn Feiler

Commission Clerk

Elizabeth Salomone

Counsel

Scott Browne

Regular Meetings

First Monday
of each month
at 9:00 AM
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of Supervisors Chambers
501 Low Gap Road

MEMORANDUM

March 16, 2017

TO: Local Public Agency Administrations

- County of Mendocino
- Cities of Mendocino County
- Special Districts of Mendocino County

FROM: Uma Hinman, Executive Officer

SUBJECT: Implementing Senate Bill 1266 (McGuire)
New Reporting Requirements for Certain Joint Power Authorities

This memorandum provides formal notice by the Mendocino Local Agency Formation Commission (LAFCo) of the new filing requirements established under Senate Bill 1266 (McGuire). This legislation became effective on January 1, 2017 and amends the Joint Exercise of Powers Act to establish new reporting procedures in which certain joint power agencies (JPAs) shall now file their agreements and any subsequent amendments with LAFCo and within certain prescribed time periods. The legislation follows the recommendations of an earlier Legislative Analyst's Office report and intended to further assist LAFCo in meeting their long-standing directive to document, assess, and facilitate shared local public service opportunities in all 58 counties. The legislation similarly advances the Legislature's interest in LAFCos serving as community resources by developing more inclusive repositories of local government services for the benefit of the general public. Failure to comply with the new reporting requirements stipulated in SB 1266 will prohibit a subject JPA from issuing any bonds or incur indebtedness of any kind.

As referenced, not all JPAs are subject to SB 1266. SB 1266 only applies to JPAs formed with a county, city, town, or special district member in which the entity provides a local municipal service consistent with Government Code Section 56047.7. Municipal services refer to "boots on the ground" services such as water, wastewater, fire protection, police protection, healthcare, etc., and excludes administrative pooling functions, such as risk management, group financing, insurance and debt-financing. Additionally, and to expedite the reporting process, Mendocino LAFCo encourages all respondents to provide copies of their agreements and amendments in electronic format to Clerk Elizabeth Salomone at clerk@mendoafco.org. All submittals will be followed by formal acknowledgments by Mendocino LAFCo for agency records.

Attachments:

- 1) Senate Bill 1266 as Chaptered
- 2) Government Code Section 56047.7
- 3) Government Code Section 61100

ATTACHMENT ONE

Senate Bill No. 1266

CHAPTER 173

An act to amend Section 6503.6 of, and to add Section 6503.8 to, the Government Code, relating to local government.

[Approved by Governor August 22, 2016. Filed with Secretary of State August 22, 2016.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1266, McGuire. Joint Exercise of Powers Act: agreements: filings.

The Joint Exercise of Powers Act generally authorizes 2 or more public agencies, by agreement, to jointly exercise any common power, which is generally termed a joint powers agreement. When a joint powers agreement provides for the creation of an agency or entity, separate from the parties to the agreement and responsible for its administration, existing law requires that agency or entity to cause a notice of the agreement or amendment to be prepared and filed, as specified, with the Secretary of State. Existing law requires an agency or entity that files a notice of agreement or amendment with the Secretary of State to also file a copy of the original joint powers agreement, and any amendment to the agreement, with the Controller.

This bill would require an agency or entity required to file documents with the Controller, as described above, that meets the definition of a joint powers authority or joint powers agency, as specified, that was formed for the purpose of providing municipal services and that includes a local agency member, as specified, to also file a copy of the agreement or amendment to the agreement with the local agency formation commission in each county within which all or any part of a local agency member's territory is located within 30 days after the effective date of the agreement or amendment to the agreement. The bill would also require an agency or entity that meets the definition of a joint powers authority or joint powers agency, as specified, that was formed for the purpose of providing municipal services prior to the effective date of this act and that includes a local agency member, as specified, to file a copy of the agreement and any amendments to the agreement with the local agency formation commission in each county within which all or any part of a local agency member's territory is located no later than July 1, 2017. This bill would prohibit an agency or entity administering an agreement or amendment that has failed to make the required filings within the specified timeframes from issuing bonds or incurring any indebtedness until those filings have been made.

By requiring specified joint powers agencies to file certain documents with a local agency formation commission, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

The people of the State of California do enact as follows:

SECTION 1. Section 6503.6 of the Government Code is amended to read:

6503.6. (a) When an agency or entity files a notice of agreement or amendment to the agreement with the office of the Secretary of State pursuant to Section 6503.5, the agency or entity shall file a copy of the full text of the original joint powers agreement, and any amendment to the agreement, with the Controller. An agency or entity that meets the definition of a joint powers authority or joint powers agency under Section 56047.7 that was formed for the purpose of providing municipal services and that includes a local agency member that is a city, district, or county shall, within 30 days after the effective date of the agreement or amendment to the agreement, file a copy of the agreement or amendment to the agreement with the local agency formation commission in each county within which all or any part of a local agency member's territory is located.

(b) Notwithstanding any other provision of this chapter, any agency or entity administering a joint powers agreement or amendment to such an agreement, which agreement or amendment becomes effective on or after the effective date of this section, which fails to file the notice with a local agency formation commission required by this section within 30 days after the effective date of the agreement or amendment shall not thereafter, and until those filings are completed, issue any bonds or incur indebtedness of any kind.

SEC. 2. Section 6503.8 is added to the Government Code, to read:

6503.8. (a) No later than July 1, 2017, an agency or entity that meets the definition of a joint powers authority or joint powers agency under Section 56047.7 that was formed for the purpose of providing municipal services prior to the effective date of this section, and that includes a local agency member that is a city, district, or county, shall cause a copy of the agreement and any amendments to the agreement to be filed with the local agency formation commission in each county within which all or any part of a local agency member's territory is located.

(b) Notwithstanding any other provision of this chapter, any agency or entity administering a joint powers agreement or amendment to such an agreement, which fails to file the notice with a local agency formation commission required by this section on or before July 1, 2017, shall not thereafter, and until those filings are completed, issue any bonds or incur indebtedness of any kind.

SEC. 3. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

O

ATTACHMENT TWO



GOVERNMENT CODE - GOV

TITLE 5. LOCAL AGENCIES [50001 - 57550] (*Title 5 added by Stats. 1949, Ch. 81.*)

DIVISION 3. CORTESE-KNOX-HERTZBERG LOCAL GOVERNMENT

REORGANIZATION ACT OF 2000 [56000 - 57550] (*Heading of Division 3 amended by Stats. 2001, Ch. 388, Sec. 1.*)

PART 1. GENERAL [56000 - 56160] (*Part 1 added by Stats. 1985, Ch. 541, Sec. 3.*)

CHAPTER 2. Definitions [56010 - 56081] (*Chapter 2 added by Stats. 1985, Ch. 541, Sec. 3.*)

56047.7. “Joint powers agency” or “joint powers authority” means an agency or entity formed pursuant to the Joint Exercise of Powers Act (Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1) that is formed for the local performance of governmental functions that includes the provision of municipal services.

(Added by Stats. 2014, Ch. 21, Sec. 1. Effective January 1, 2015.)



ATTACHMENT THREE

GOVERNMENT CODE - GOV

TITLE 6. DISTRICTS [58000 - 62208] (Title 6 added by Stats. 1951, Ch. 331.)

DIVISION 3. COMMUNITY SERVICES DISTRICTS [61000 - 61250] (Division 3 repealed and added by Stats. 2005, Ch. 249, Sec. 3.)

PART 3. PURPOSES, SERVICES, AND FACILITIES [61100 - 61226.5] (Part 3 repealed and added by Stats. 2005, Ch. 249, Sec. 3.)

CHAPTER 1. Authorized Services and Facilities [61100 - 61107] (Chapter 1 repealed and added by Stats. 2005, Ch. 249, Sec. 3.)

Within its boundaries, a district may do any of the following:

- 61100.** (a) Supply water for any beneficial uses, in the same manner as a municipal water district, formed pursuant to the Municipal Water District Law of 1911, Division 20 (commencing with Section 71000) of the Water Code. In the case of any conflict between that division and this division, the provisions of this division shall prevail.
- (b) Collect, treat, or dispose of sewage, wastewater, recycled water, and storm water, in the same manner as a sanitary district, formed pursuant to the Sanitary District Act of 1923, Division 6 (commencing with Section 6400) of the Health and Safety Code. In the case of any conflict between that division and this division, the provisions of this division shall prevail.
- (c) Collect, transfer, and dispose of solid waste, and provide solid waste handling services, including, but not limited to, source reduction, recycling, and composting activities, pursuant to Division 30 (commencing with Section 40000), and consistent with Section 41821.2 of the Public Resources Code.
- (d) Provide fire protection services, rescue services, hazardous material emergency response services, and ambulance services in the same manner as a fire protection district, formed pursuant to the Fire Protection District Law, Part 2.7 (commencing with Section 13800) of Division 12 of the Health and Safety Code.
- (e) Acquire, construct, improve, maintain, and operate recreation facilities, including, but not limited to, parks and open space, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.
- (f) Organize, promote, conduct, and advertise programs of community recreation, in the same manner as a recreation and park district formed pursuant to the Recreation and Park District Law, Chapter 4 (commencing with Section 5780) of Division 5 of the Public Resources Code.
- (g) Acquire, construct, improve, maintain, and operate street lighting and landscaping on public property, public rights-of-way, and public easements.
- (h) Provide for the surveillance, prevention, abatement, and control of vectors and vectorborne diseases in the same manner as a mosquito abatement and vector control district formed pursuant to the Mosquito Abatement and Vector Control District Law, Chapter 1 (commencing with Section 2000) of Division 3 of the Health and Safety Code.
- (i) Provide police protection and law enforcement services by establishing and operating a police department that employs peace officers pursuant to Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2 of the Penal Code.
- (j) Provide security services, including, but not limited to, burglar and fire alarm services, to protect lives and property.
- (k) Provide library services, in the same manner as a library district formed pursuant to either Chapter 8 (commencing with Section 19400) or Chapter 9 (commencing with Section 19600) of Part 11 of the Education Code.

- (l) Acquire, construct, improve, and maintain streets, roads, rights-of-way, bridges, culverts, drains, curbs, gutters, sidewalks, and any incidental works. A district shall not acquire, construct, improve, or maintain any work owned by another public agency unless that other public agency gives its written consent.
- (m) Convert existing overhead electric and communications facilities, with the consent of the public agency or public utility that owns the facilities, to underground locations pursuant to Chapter 28 (commencing with Section 5896.1) of Part 3 of Division 7 of the Streets and Highways Code.
- (n) Provide emergency medical services pursuant to the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act, Division 2.5 (commencing with Section 1797) of the Health and Safety Code.
- (o) Provide and maintain public airports and landing places for aerial traffic, in the same manner as an airport district formed pursuant to the California Airport District Act, Part 2 (commencing with Section 22001) of Division 9 of the Public Utilities Code.
- (p) Provide transportation services.
- (q) Abate graffiti.
- (r) Plan, design, construct, improve, maintain, and operate flood protection facilities. A district shall not plan, design, construct, improve, maintain, or operate flood protection facilities within the boundaries of another special district that provides those facilities unless the other special district gives its written consent. A district shall not plan, design, construct, improve, maintain, or operate flood protection facilities in unincorporated territory unless the board of supervisors gives its written consent. A district shall not plan, design, construct, improve, maintain, or operate flood protection facilities within a city unless the city council gives its written consent.
- (s) Acquire, construct, improve, maintain, and operate community facilities, including, but not limited to, community centers, libraries, theaters, museums, cultural facilities, and child care facilities.
- (t) Abate weeds and rubbish pursuant to Part 5 (commencing Section 14875) of the Health and Safety Code. For that purpose, the board of directors shall be deemed to be a “board of supervisors” and district employees shall be deemed to be the “persons” designated by Section 14890 of the Health and Safety Code.
- (u) Acquire, construct, improve, maintain, and operate hydroelectric power generating facilities and transmission lines, consistent with the district’s water supply and wastewater operations. The power generated shall be used for district purposes, or sold to a public utility or another public agency that generates, uses, or sells electrical power. A district shall not acquire hydroelectric power generating facilities unless the facilities’ owner agrees.
- (v) Acquire, construct, improve, maintain, and operate television translator facilities.
- (w) Remove snow from public streets, roads, easements, and rights-of-way. A district may remove snow from public streets, roads, easements, and rights-of-way owned by another public agency, only with the written consent of that other public agency.
- (x) Provide animal control services pursuant to Section 30501 of the Food and Agricultural Code. Whenever the term “board of supervisors,” “county,” “county clerk,” or “animal control officer” is used in Division 14 (commencing with Section 30501) of the Food and Agricultural Code, those terms shall also be deemed to include the board of directors of a district, a district, the general manager of the district, or the animal control officer of a district, respectively. A district shall not provide animal control services in unincorporated territory unless the county board of supervisors gives its written consent. A district shall not provide animal control services within a city unless the city council gives its written consent.
- (y) Control, abate, and eradicate pests, in the same manner as a pest abatement district, formed pursuant to Chapter 8 (commencing with Section 2800) of Division 3 of the Health and Safety Code. A district’s program to control, abate, or eradicate local pine bark beetle infestations shall be consistent with any required plan or program approved by the Department of Forestry and Fire Protection.
- (z) Construct, maintain, and operate mailboxes on a district’s property or rights-of-way.
- (aa) Provide mail delivery service under contract to the United States Postal Service.

(ab) Own, operate, improve, and maintain cemeteries and provide interment services, in the same manner as a public cemetery district, formed pursuant to the Public Cemetery District Law, Part 4 (commencing with Section 9000) of Division 8 of the Health and Safety Code.

(ac) Finance the operations of area planning commissions formed pursuant to Section 65101.

(ad) Finance the operations of municipal advisory councils formed pursuant to Section 31010.

(ae) Acquire, own, improve, maintain, and operate land within or without the district for habitat mitigation or other environmental protection purposes to mitigate the effects of projects undertaken by the district.

(af) If a private person or entity is unable or unwilling to deploy broadband service, construct, own, improve, maintain, and operate broadband facilities and to provide broadband services. For purposes of this section, broadband has the same meaning as in subdivision (a) of Section 5830 of the Public Utilities Code. The district shall first make a reasonable effort to identify a private person or entity willing to deploy service. The authority granted by this subdivision shall expire when a private person or entity is ready, willing, and able to acquire, construct, improve, maintain, and operate broadband facilities and to provide broadband services, and to sell those services at a comparable cost and quality of service as provided by the district. At that time, the district shall do one of the following:

(1) Diligently transfer its title, ownership, maintenance, control, and operation of those broadband facilities and services at a fair market value to that private person or entity.

(2) Lease the operation of those broadband facilities at a fair market value to that private person or entity.

(Amended by Stats. 2008, Ch. 70, Sec. 1. Effective January 1, 2009.)

**CALAFCO Currently Tracked Bills
As of 3/31/2017**

Priority 1

AB 464

(Gallagher R) Local government reorganization.

Current Text: Amended: 3/14/2017 Text

Introduced: 2/13/2017

Last Amend: 3/14/2017

Status: 3/15/2017-Re-referred to Com. on L. GOV.

Location: 2/27/2017-A. L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf. Conc.			

Summary: Under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, current law requires that an applicant seeking a change of organization or reorganization submit a plan for providing services within the affected territory that includes, among other requirements, an enumeration and description of the services to be extended to the affected territory and an indication of when those services can feasibly be extended. This bill would specify that the plan is required to also include specific information regarding services currently provided to the affected territory, as applicable, and make related changes.

Position

Subject

Sponsor

Annexation Proceedings

CALAFCO Comments: *This bill makes a fix to Gov. Code Sec. 56653 based on the court finding in the case of The City of Patterson v. Turlock Irrigation District. The court found that because the services were already being provided via an out of area service agreement, the application for annexation was deemed incomplete because it was not a new service to be provided. By making the fix in statute, any pending/future annexation for a territory that is already receiving services via an out of area service agreement will not be in jeopardy.*

As amended, corrections were made to: 56653(b)(3) reading "proposed" rather than "provided", and in Government Code Section 56857 an exemption added pursuant to Public Utilities Code Section 9608 for territory already receiving electrical service under a service area agreement approved by the Public Utilities Commission pursuant to Public Utilities Code Section 9608.

AB 979

(Lackey R) Local government.

Current Text: Introduced: 2/16/2017 Text

Introduced: 2/16/2017

Status: 2/17/2017-From printer. May be heard in committee March 19.

Location: 2/16/2017-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf. Conc.			

Summary: Current law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the sole and exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts and makes related findings and declarations. This bill would make nonsubstantive changes to those findings and declarations.

Position

Subject

Sponsor

CKH General Procedures

CALAFCO Comments: *Currently in spot bill form, this bill is co-sponsored by CALAFCO and CSDA. The intent is to amend code Sec. 56332.5 to streamline the process of seating special districts on LAFCo by mirroring current statute 56332 (the process for electing special district representatives into the special district seats). Keeping the process voluntary, it allows for voting by mail whether or not the district wants to have special districts represented on LAFCo. Further, it will allow for the consolidation of that question with the independent special district selection committee appointment to a countywide redevelopment agency oversight board pursuant to Health and Safety Code 34179 (j)(3).*

AB 1725

(Committee on Local Government) Local agency formation commission: fees.

Current Text: Introduced: 3/20/2017 Text

Introduced: 3/20/2017

Status: 3/30/2017-Referred to Com. on L. GOV.

Location: 3/30/2017-A. L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf. Conc.			

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, among other things, authorizes a local agency formation commission to establish a schedule of fees and a schedule of service charges for proceedings taken pursuant to the act, as specified. This bill would revise that provision to authorize a local agency formation commission to establish a schedule of fees and a schedule of service charges pursuant to the act.

Position

Subject

Sponsor

CKH General Procedures

CALAFCO Comments: *This is the annual Omnibus bill. The bill currently has one item and will be amended soon to include five (5) additional items.*

SB 37

(Roth D) Local government finance: property tax revenue allocations: vehicle license fee adjustments.

Current Text: Introduced: 12/5/2016 Text

Introduced: 12/5/2016

Status: 3/24/2017-Set for hearing April 3.

Location: 3/15/2017-S. APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf. Conc.			

Calendar: 4/3/2017 10 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, LARA, Chair

Summary: Beginning with the 2004–05 fiscal year and for each fiscal year thereafter, existing law requires that each city, county, and city and county receive additional property tax revenues in the form of a vehicle license fee adjustment amount, as defined, from a Vehicle License Fee Property Tax Compensation Fund that exists in each county treasury. Current law requires that these additional allocations be funded from ad valorem property tax revenues otherwise required to be allocated to educational entities. This bill would modify these reduction and transfer provisions for a city incorporating after January 1, 2004, and on or before January 1, 2012, for the 2017–18 fiscal year and for each fiscal year thereafter, by providing for a vehicle license fee adjustment amount calculated on the basis of changes in assessed valuation.

Position

Subject

Support

Financial Viability of Agencies, Tax Allocation

CALAFCO Comments: *This bill is identical to SB 817 (Roth, 2016), SB 25 (Roth, 2015) and SB 69 (Roth, 2014) with the exception of the chaptering out language included in the 2016 version (which addressed the companion bill AB 2277 (Melendez, 2016)). The bill calls for reinstatement of the VLF through ERAF for cities that incorporated between January 1, 2004 and January 1, 2012. There are no provisions for back payments for lost revenue, but the bill does reinstate future payments beginning in the 2017/18 year for cities that incorporated between 1-1-2004 and 1-1-2012.*

SB 448

(Wieckowski D) Local government: organization: districts.

Current Text: Introduced: 2/15/2017 [Text](#)

Introduced: 2/15/2017

Status: 2/23/2017-Referred to Com. on GOV. & F.

Location: 2/23/2017-S. GOV. & F.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides the exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts, as specified, and defines various terms for these purposes. This bill would define the term "inactive district" for purposes of that act.

Position	Subject
None at this time	CKH General Procedures

CALAFCO Comments: *This is a spot bill. According to the author's office, they have been working with the State Controller's office on the clean-up of inactive districts (both dependent and independent). CALAFCO was not contacted by the author's office, but has talked with them since the bill's introduction. CALAFCO understands the author has submitted amendments to Leg Counsel although we have not yet seen those amendments. We are working with the author's office to properly define "inactive district" and to help streamline the process of the dissolution of districts identified as inactive where it makes sense to take that action.*

CALAFCO will continue to work with the author's office and other stakeholders and watch for amendments.

Priority 3

AB 267

(Waldron R) Community services districts.

Current Text: Introduced: 2/1/2017 [Text](#)

Introduced: 2/1/2017

Status: 2/2/2017-From printer. May be heard in committee March 4.

Location: 2/1/2017-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law provides for the organization and powers of community services districts, including the continuation of any community services district, improvement district of a community services district, or zone of a community services district, that was in existence on January 1, 2006. This bill would make nonsubstantive changes to these provisions.

Position	Subject
Watch	

CALAFCO Comments: *According to the author's office this is a spot bill.*

AB 577

(Caballero D) Disadvantaged communities.

Current Text: Amended: 3/9/2017 [Text](#)

Introduced: 2/14/2017

Last Amend: 3/9/2017

Status: 3/13/2017-Re-referred to Com. on E.S. & T.M.

Location: 2/27/2017-A. E.S. & T.M.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law defines a disadvantaged community as a community with an annual median household income that is less than 80% of the statewide annual median household income for various purposes, that include, but are not limited to, the Water Quality, Supply, and Infrastructure Improvement Act of 2014, eligibility for certain entities to apply for funds from the State Water Pollution Cleanup and Abatement Account, and authorization for a community revitalization and investment authority to carry out a community revitalization plan. This bill would expand the

definition of a disadvantaged community to include a community with an annual per capita income that is less than 80% of the statewide annual per capita income.

Position
Watch

Subject
Disadvantaged Communities

CALAFCO Comments: *Sponsored by the Environmental Justice Coalition for Water, this bill is intended to expand the definition of disadvantaged communities to include multi-family households. According to the author's office this will be a two-year bill. CALAFCO will retain a Watch position until any amendments are in print.*

AB 645

(Quirk D) Local government: organization: dissolution.

Current Text: Introduced: 2/14/2017 [Text](#)

Introduced: 2/14/2017

Status: 3/2/2017-Referred to Com. on L. GOV.

Location: 3/2/2017-A. L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Under current law, if a change of organization consists of a dissolution, the commission is required to order the dissolution subject to confirmation of voters if, among other things, the proposal was not initiated by the commission and if a subject agency has not objected to the proposal, the commission has found that, for an inhabited territory protests have been signed by either 25% of the number of landowners within the affected territory who own at least 25% of the assessed value of land within the territory or 25% of the voters entitled to vote as a result of residing or owning land within the affected territory. This bill would decrease that threshold to 10% of the number of landowners within the affected territory who own at least 25% of the assessed value of land within the territory or 10% of the voters entitled to vote as a result of residing or owning land within the affected territory.

Position

Subject

Watch

CKH General Procedures,
Disincorporation/dissolution, Special
District Consolidations

CALAFCO Comments: *According to the author's office this is a spot bill pending the outcome of the Alameda LAFCo special study on Eden Healthcare District. Update: The author's office indicates they will hold off moving this bill. CALAFCO will continue to Watch.*

AB 892

(Waldron R) Municipal water districts: water service: Indian tribes.

Current Text: Amended: 3/23/2017 [Text](#)

Introduced: 2/16/2017

Last Amend: 3/23/2017

Status: 3/27/2017-Re-referred to Com. on L. GOV.

Location: 3/23/2017-A. L. GOV.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, upon the request of certain Indian tribes and the satisfaction of certain conditions, requires a district to provide service of water at substantially the same terms applicable to the customers of the district to the Indian tribe's lands that are not within a district, as prescribed. This bill would authorize, rather than require, a district to provide this service of water. The bill would apply this authorization to all Indian tribes whose lands are owned by the tribe.

Position
Watch

Subject
Water

AB 1728

(Committee on Local Government) Health care districts: board of directors.

Current Text: Introduced: 3/22/2017 [Text](#)

Introduced: 3/22/2017

Status: 3/23/2017-From printer. May be heard in committee April 22.

Location: 3/23/2017-A. PRINT

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Each health care district has a board of directors with specific duties and powers respecting the creation, administration, and maintenance of the district, including purchasing, receiving, having, taking, holding, leasing, using, and enjoying property. This bill would require the board of directors to adopt an annual budget in a public meeting, on or before September 1 of each year, that conforms to generally accepted accounting and budgeting procedures for special

districts, establish and maintain an Internet Web site that lists contact information for the district, and adopt annual policies for providing assistance or grant funding, if the district provides assistance or grants.

Position
Watch

Subject
Other

CALAFCO Comments: *As introduced, this bill requires healthcare districts to adopt annual budgets, establish and maintain a website (and prescribes the required site content), and adopt policies for grant funding.*

SB 80

(Wieckowski D) California Environmental Quality Act: notices.

Current Text: Amended: 2/14/2017 Text

Introduced: 1/11/2017

Last Amend: 2/14/2017

Status: 3/29/2017-Action From E.Q.: Do pass.To APPR..

Location: 3/29/2017-S. APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf.			
								Conc.			

Summary: The California Environmental Quality Act requires the lead agency to mail certain notices to persons who have filed a written request for notices. The act provides that if the agency's offer to provide the notices by email, upon filing a written request for notices, a person may request that the notices be provided to him or her by email. This bill would require the lead agency to post those notices on the agency's Internet Web site. The bill would require the agency to offer to provide those notices by email. Because this bill would increase the level of service provided by a local agency, this bill would impose a state-mandated local program.

Position
Watch

Subject
CEQA

SB 206

(Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/1/2017 Text

Introduced: 2/1/2017

Status: 3/23/2017-Read third time. Urgency clause adopted. Passed. (Ayes 37. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 3/23/2017-A. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf.			
								Conc.			

Summary: Would enact the First Validating Act of 2017, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill would declare that it is to take effect immediately as an urgency statute.

Position
Support

Subject
LAFCo Administration

CALAFCO Comments: *One of three annual acts which validate the boundaries of all local agencies.*

SB 207

(Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/1/2017 Text

Introduced: 2/1/2017

Status: 3/23/2017-Read third time. Urgency clause adopted. Passed. (Ayes 37. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 3/23/2017-A. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf.	Enrolled	Vetoed	Chaptered
1st House				2nd House				Conf.			
								Conc.			

Summary: Would enact the Second Validating Act of 2017, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities. This bill would declare that it is to take effect immediately as an urgency statute.

Position
Support

Subject
LAFCo Administration

CALAFCO Comments: *One of three annual acts which validate the boundaries of all local agencies.*

SB 208

(Committee on Governance and Finance) Validations.

Current Text: Introduced: 2/1/2017 [Text](#)

Introduced: 2/1/2017

Status: 3/23/2017-Read third time. Passed. (Ayes 37. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 3/23/2017-A. DESK

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Would enact the Third Validating Act of 2017, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

Position
Support

Subject
LAFCo Administration

CALAFCO Comments: *One of three annual acts which validate the boundaries of all local agencies.*

SB 365

(Dodd D) Regional park and open-space districts: County of Solano.

Current Text: Introduced: 2/14/2017 [Text](#)

Introduced: 2/14/2017

Status: 3/30/2017-Withdrawn from committee. Ordered to second reading.

Location: 3/30/2017-S. SECOND READING

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar: 4/3/2017 #9 SENATE SEN SECOND READING FILE - SENATE BILLS

Summary: Current law authorizes proceedings for the formation of a regional park and open-space or regional open-space district in specified counties in the state to be initiated by resolution of the county board of supervisors adopted after a noticed hearing, and specifies the contents of the resolution. This bill, in addition, would authorize the formation of a regional district in the County of Solano to be initiated by resolution of the county board of supervisors after a noticed hearing. The bill would specify the contents of the resolution, including the calling of an election, as prescribed.

Position
Oppose

Subject
LAFCo Administration

CALAFCO Comments: *This bill calls for the formation of a regional park and open space district which will circumvent the LAFCo formation process. CALAFCO discussed our concerns with the author's office, who has made it clear they will not be considering any potential amendments unless requested by Solano LAFCo.*

SB 435

(Dodd D) Williamson Act: payments to local governments.

Current Text: Introduced: 2/15/2017 [Text](#)

Introduced: 2/15/2017

Status: 3/21/2017-Set for hearing April 19.

Location: 2/23/2017-S. GOV. & F.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar: 4/19/2017 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, MCGUIRE, Chair

Summary: Would, under the Williamson act, reduce the amount per acre paid to a city, county, or city and county under these provisions to \$2.50 for prime agricultural land, \$0.50 for all other land devoted to open-space uses of statewide significance, and, for counties that have adopted farmland security zones, \$4 for land that is within, or within 3 miles of the sphere of influence of, each incorporated city.

Position
Watch

Subject
Ag Preservation - Williamson

CALAFCO Comments: *According to the author's office, this bill (originally sponsored by the CA Farm Bureau but no longer) is intended to ensure ongoing subvention funding for counties and cities to enter into contracts with owners of agricultural land that commit to protecting and preserving the property as resource land and farmland. The current language is placeholder language and at present the author is working with the Dept. of Conservation and stakeholder groups to determine a reasonable path forward for the reinstatement of the Williamson Act funding.*

CALAFCO will watch the bill for pending amendments.

SB 634

(Wilk R) Santa Clarita Valley Water District.

Current Text: Introduced: 2/17/2017 Text

Introduced: 2/17/2017

Status: 3/28/2017-From committee: Do pass and re-refer to Com. on GOV. & F. (Ayes 7. Noes 0.) (March 28).

Re-referred to Com. on GOV. & F.

Location: 3/28/2017-S. GOV. & F.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Current law, the Castaic Lake Water Agency Law, created the Castaic Lake Water Agency and authorizes the agency to acquire water and water rights, including water from the State Water Project, and to provide, sell, and deliver water at wholesale for municipal, industrial, domestic, and other purposes. This bill would repeal the Castaic Lake Water Agency Law. This bill contains other related provisions and other current laws.

Position

Oppose Unless Amended

Subject

Special District Consolidations

CALAFCO Comments: *This bill consolidates two independent water districts in Los Angeles and does not include the LAFCo process. CALAFCO shared our concerns with the author's office and continues to be in conversations. CALAFCO's position requests amendments to deal with variables via legislation and keep the LAFCo process intact.*

SB 693

(Mendoza D) Lower San Gabriel River Recreation and Park District.

Current Text: Introduced: 2/17/2017 Text

Introduced: 2/17/2017

Status: 3/21/2017-Set for hearing April 19.

Location: 3/9/2017-S. GOV. & F.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar: 4/19/2017 9:30 a.m. - Room 112 SENATE GOVERNANCE AND FINANCE, MCGUIRE, Chair

Summary: Would specifically authorize the establishment of the Lower San Gabriel River Recreation and Park District, by petition or resolution submitted to the Los Angeles County Local Agency Formation Commission before January 1, 2020, subject to specified existing laws governing recreation and park districts, including their formation, except as provided. The bill would authorize specified city councils and the Los Angeles County Board of Supervisors to appoint the initial board of directors of the district.

Position

Watch

Subject

LAFCo Administration

CALAFCO Comments: *This bill forms the Lower San Gabriel River Recreation and Park District while leaving the LAFCo process intact. CALAFCO will keep watching to ensure it stays that way.*