

### MINUTES OF OCTOBER 28, 2020

#### STATE OF CALIFORNIA, COUNTY OF EL DORADO

#### 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The meeting of the Local Agency Formation Commission held October 28, 2020 was called to order at 5:30 p.m. by Chair Frentzen by video and teleconference, pursuant to California Governor's Executive Order N-29-20, issued on March 17, 2020, with no physical location available. Members of the public were able to access and participate in the meeting by joining the Zoom webinar at <https://us02web.zoom.us/j/88432771351?pwd=SFIPeIdMbTZNWXdMTkJoWnhaQTczdz09> and entering passcode 886572, or by teleconference by dialing 1-669-9000-6833 and entering passcode 886572, or 712-775-7031 and entering the access code 403-016#.

Regular Members present were: City Member Mark Acuna, County Members Shiva Frentzen and John Hidahl, District Member Holly Morrison, and Public Member Michael Powell. Others present were: Alternate District Member Michael Saunders, Executive Officer José C. Henríquez, Assistant Executive Officer Erica Sanchez, and LAFCO Counsel Malathy Subramanian.

Prior to roll call, pursuant to California Government Code Section 54953, Chair Frentzen made clear for the record of the meeting that members of the Commission would be participating in the meeting by teleconference. In accordance with the Brown Act and Executive Order N-29-20, the teleconference phone number for public participation had been identified in the public notice and agenda for the meeting.

Chair Frentzen asked staff to briefly go through some special procedures required by the Brown Act, including the following statements regarding changes to the meeting procedures due to the COVID-19 pandemic. Staff confirmed:

- There was no physical location for this meeting; the meeting was by virtual teleconference only, consistent with the Governor's Executive Order N-29-20.
- Commissioners would join the meeting via Zoom video conference and all actions would be taken by roll call vote.
- Members of the public had access to the meeting via Zoom and could listen to the meeting live by phone. The phone number and access to the meeting was provided on the meeting agenda.
- Members of the public wishing to make a comment on an item should notify the Executive Officer, who would take down their name and introduce them at the appropriate time. Once called, the member of the public should identify themselves by their name.

**2. ROLL CALL****VOTING MEMBERS:**

Acuna, Hidahl, Morrison, Powell, Saunders, Frentzen

**3. ADOPTION OF AGENDA****MOTION**

Commissioner Acuna moved to adopt the Agenda, second by Commissioner Morrison.

**ACTION**

The motion was approved by the following vote:

AYES: Acuna, Hidahl, Morrison, Powell, Saunders, Frentzen

NOES: None

ABSTAIN: None

ABSENT: Bass

**4. CONSENT CALENDAR**

- A. MINUTES OF THE REGULAR MEETING OF SEPTEMBER 23, 2020
- B. REVIEW OF CLAIMS
- C. RATIFY RESOLUTION L-2020-13; RESOLUTION OF APPRECIATION FOR KARA K. UEDA

**MOTION**

Commissioner Acuna moved to adopt the consent calendar, second by Commissioner Saunders.

**ACTION**

The motion was approved by the following vote:

AYES: Acuna, Hidahl, Morrison, Powell, Saunders, Frentzen

NOES: None

ABSTAIN: None

ABSENT: Bass

**5. PUBLIC FORUM/PUBLIC COMMENT**

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item. Staff confirmed no member of the public requested to address the Commission on this item.

**6. PUBLIC HEARING TO CONSIDER AND ADOPT THE ENVIRONMENTAL REVIEW AND THE MUNICIPAL SERVICES REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE EL DORADO HILLS COMMUNITY SERVICES DISTRICT (LAFCO PROJECT NO. 2018-02)**

QK Senior Planner Jerome Keene reviewed the staff report with the recommendation that the Commission:

1. Receive and discuss the information related to the municipal services review and sphere of influence update for the El Dorado Hills Community Services District;
2. Open the public hearing on the matter;
3. Accept categorical exemption §15306 from environmental review as the appropriate environmental review;
4. Adopt Resolution L-2020-12-A, adopting the Municipal Service Review and Sphere of Influence Update for the El Dorado Hills Community Services District; and

5. Direct staff to complete the necessary filings and transmittals as required by law.

Kevin Loewen, representing El Dorado Hills CSD, addressed the Commission and provided information regarding resolved issues with the Lighting and Landscaping Assessment Districts.

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item. Staff confirmed no member of the public requested to address the Commission on this item.

Mr. Henriquez addressed the Commission regarding statements submitted via email by Suzanne Blake, landowner. Ms. Blake requested that four parcels be excluded from the Northern Area of Interest recommended to be added to the sphere of influence.

#### **MOTION**

Commissioner Hidahl moved to adopt Resolution L-2020-12-A, adopting the El Dorado Hills Community Services District MSR-SOI Update and adding the Northern and Southern Areas of Interest to the sphere of influence, second by Commissioner Acuna.

#### **ACTION**

The motion was approved by the following vote:

AYES: Acuna, Hidahl, Morrison, Powell, Saunders, Frentzen  
NOES: None  
ABSTAIN: None  
ABSENT: Bass

### **7. ADJOURNMENT TO CLOSED SESSION**

- A. Public Employee Performance Evaluation:  
Position Title: Executive Officer  
Government Code section 54957
- B. Conference with Labor Negotiators  
Government Code section 54957.6  
Agency Designated Representative: Chair Frentzen  
Unrepresented Employee: Executive Officer

### **8. REPORT OUT OF CLOSED SESSION**

There was no reportable action from Closed Session Item #7. Chair Frentzen reconvened the meeting to Open Session.

### **9. OTHER BUSINESS**

- A. LEGISLATION
- B. COMMISSIONER ANNOUNCEMENTS
- C. COUNSEL REPORT
- D. EXECUTIVE OFFICER REPORT

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item. Staff confirmed no member of the public requested to address the Commission on this item.

**\*TIME SET 6:30 PM\***

**10. STUDY SESSION ON THE UPDATE TO THE SPHERE OF INFLUENCE FOR THE EL DORADO IRRIGATION DISTRICT**

Mr. Henriquez reviewed the staff report with a request the Commission receive public input regarding the potential options for the El Dorado Irrigation District sphere of influence and provide direction to staff on how to proceed based on the information provided and public input received at this study session.

SWALE Consultant Kateri Harrison reviewed the Draft MSR and covered the three SOI recommendations for the Commission to consider, including affirming EID's current SOI, reducing EID's SOI in the south county region, and reducing EID's SOI to the community regions.

Chair Frentzen opened the public forum.

Ken Payne, representing the El Dorado County Water Agency, addressed the Commission and provided information regarding agricultural development potential in the South County.

John Hess, representing the Aukum Fairplay Fire Safe Council, addressed the Commission regarding his preference for full public notice for the sphere of influence update.

Pat Dwyer, representing Division 2 of the El Dorado Irrigation District, addressed the Commission regarding future plans to deliver water from Sly Park to serve the South County area.

**11. ADJOURNMENT**

Chair Frentzen adjourned the meeting at 9:00 pm.

The next regularly scheduled LAFCO meeting will be December 2, 2020.

**APPROVED BY THE COMMISSION  
AUTHENTICATED AND CERTIFIED**

  
Executive Officer

  
Chairperson