

To: The EDC LAFCo Commissioners

CC: The EDC LAFCo Staff

From: Michael W Powell, The Public Commissioner

Date: 15 November 2021

Subject: Revised EDC LAFCo WORK PLAN for both Budget Years: 2021/22 and 2022/23 per CKH 2000 law

EDC LAFCo oversees 55 agencies of which 2 are pass-through only, i.e., no management required. The CKH 2000 law requires all agencies (cities and districts) to have their adopted SOIs updated every 5-years, "as necessary," by EDC LAFCo. The key to creating a budget (year) work plan which can be completed on-time, within the annual allowable budget expenditure level with the current in-house staffing, requires that the "as necessary" methodology, above, be determined by EDC LAFCo staff, then added into the revised Policies and Guidelines and approved by the Commission in public.

All agencies receive an adopted SOI at the time of their formation by EDC LAFCo. In its preamble, CKH 2000 law states that its major LAFCo oversight concern is the inefficiency caused by the overlapping of adopted SOIs, of several multi-purpose service agencies which are located in highly developed, dense (urban) areas, e.g., in cities, towns and villages. In these cases, municipal, or government owned, services are defined by CKH 2000 to be sewer, water and fire suppression. Of lesser concern, as also stated, therein, are the limited-purpose service agencies in undeveloped, open (rural) areas, e.g., in the country. Another limited-purpose service agency characteristic is the private individual ownership of the agency assets, instead of government owned. By using the last adopted SOI/MSR update date available for each agencies listed on the EDC LAFCo website, under the "MSRs" link, the 5-year mandatory updates currently due, under CKH 2000 law for agencies with adopted SOIs, are listed for budget (year) work plans, as follows:

Budget (7/1/21-6/30/22) WORK PLAN (due date is 5-years from last listed update)

- **10/27/10--Cameron Park Airport District (1-service for road maintenance) & ???
- 08/28/16--City of South Lake Tahoe (8-services with municipal-1) & [In-P w/SF 1/22]
- 08/24/11--CSA3 (3-services with east slope ems) & [In-P w/SF 1/22] & ???
- 08/24/11--CSA7 (1-service for west slope ems) & [In-P w/SF 1/22] & ???
- 05/23/12--Cameron Park CSD (7-services with municipal-1) & [In-P w/SF 1/22] & TBD
- 09/24/10--Greenstone Country CSD (4-services with municipal-1) & TBD
- 10/23/13--Fallen Leaf CSD (2-services with municipal-1) & [In-P w/SF 1/22]
- 09/23/09--Holiday Lake CSD (1-service for park & recreation)
- 06/18/17--Tahoe Paradise P&R District (1-service for park & recreation)
- 09/07(GG/S)--Happy Homestead Cemetery District (1-service for cemetery) & TBD



- 09/07(GG/S)--Kelsey Cemetery District (1-service for cemetery) & **TBD**
- **01/27/10--Audubon Hills CSD (1-service for road maintenance) & **TBD**
- **09/27/16--Connie Lane CSD (1-service for road maintenance)
- **12/07(S&H/S)--East China Hill CSD (1-service for road maintenance) & **TBD**
- **08/24/16--Hillwood CSD (1-service for road maintenance)
- **09/23/09--Kolls Property Owners CSD (1-service for road maintenance) & **TBD**
- **09/23/09--Mortara Circle CSD (1-service for road maintenance) & **TBD**
- **01/25/17--Nashville Trail CSD (1-service for road maintenance)
- **12/07(S&H/S)--Rising Hill CSD (1-service for road maintenance) & **TBD**
- **01/27/10--West Largo CSD (1-service for road maintenance) & **TBD**
- 10/26/11--Georgetown Divide Recreation District (1-service for park & recreation) & **TBD**

Budget (7/1/22-6/30/22) WORK PLAN (due date is 5-years from last listed update)

- 08/23/17--City of Placerville (9-services with municipal-2)
- 09/22/17--Consumnes River CSD (2-services for park & recreation and road maintenance)
- **02/28/18--Cameron Estates CSD (1-service for road maintenance)
- **09/23/17--Marble Mountain HO CSD (1-service for road maintenance)

Note1: "municipal" means either sewer, water or fire suppression, per CKH 2000 law definition

Note2: ** indicates private individual ownership of the road and used by the public

Today, incorporating either some, or all, of the mandatory required 5-year SOI/MSR updates due, as listed above, from the 2021-22 WORK PLAN, into the 2022-23 WORK PLAN, is not an option, given the past allowable budget expenditure levels and the currently reduced staffing outlook inside EDC LAFCo. However, by using the "as necessary" caveat afforded in CKH200 law above, the EDC LAFCo could make its own determinations, as to which limited-purpose agencies in the above list must have a SOI/MSR update completed in any given, present or future budget (year) work plan, instead.

When is an Adopted SOI/MSR Updated, "As Necessary," for a Limited-Purpose Service Agency?

Today, the Section 4 SPHERE OF INFLUENCE (Approved November 5, 1998) in the Policies & Guidelines explains how EDC LAFCo establishes and maintains SOIs for all local agencies in its jurisdiction. However, this section could be modified, in order to allow for a different method to be used for the limited-purpose service, or road maintenance only, rural agencies (see ** items in list above). When determining the mandatory 5-year due date for an adopted SOI/MSR update, the CKH 2000 law requires EDC LAFCo to

discuss any need for an adopted SOI change with the agency, in advance, of any application which is submitted for an adopted SOI change. Today, Yolo County, sends a "SOI/MSR Update Questionnaire" to its agencies, as part of a 5-year SOI/MSR update decision-making process, per its LAFCo Policies & Guidelines.

Given the existence of 17 limited-purpose service agencies in EDC, for road maintenance only, the established priority of due dates for an EDC LAFCo oversight review for each agency could be based upon two major considerations, as follows: the currently known agency operating inefficiencies, per the preamble in CKH 2000 law above; and, the total number of effected voters who reside within that agency. This new methodology would require the addition of an Agency Oversight Review (AOR) outline into EDC LAFCo Procedures & Guidelines under Section 4, above. The criteria used for the creating an AOR outline could include several EDC LAFCo and agency interactions, as follows: submission of a SOI/MSR update questionnaire; site visits with its management; submission of its annual financial reports and BOD proceedings; tracking and follow-up of past status recommendations made in past SOI/MSR updates; and, etc. The AOR conclusion is the basis for updating the adopted SOI/MSR of the agency, or its dissolution, given a due date, as determined by EDC LAFCo.

Note3: Several outside sources could currently be available with a ready-made methodology, in place, for establishing the above AOR outline in Policies & Procedures, as follows: Solano County was investigated (2016-17) by the Grand Jury for not completing the adopted SOI/MSRs updates on-time; Yolo County gave a CALAFCo University presentation on their "SOI/MSR Update Questionnaire" use; Amador County and Roseanne Chamberlain, who was a past EO at EDC LAFCo; San Diego County which has a number of limited-purpose agencies; CALAFCo with its available CKH 2000, "as necessary," law research support, etc.

Conclusion

The benefit afforded to EDC LAFCo, for having Policies & Guidelines which could control the due dates for limited-purpose agencies, for road maintenance only, in both budget (year) WORK PLAN, above, represents a 46% reduction, in the total number of mandatory 5-year required SOI/MSR updates under CKH 2000 law "as necessary," from 24 down to only 13 agencies, instead. In addition, 9 or 10 other limited-purpose service agencies, e.g., cemetery only; park & recreation only; and, resource conservation only, which exist in EDC could also have a different methodology established, in order to gain control over the due dates, as outlined above for the 17 agencies, having road maintenance only. As a consequence, by combining the two methodologies into the EDC LAFCo Policies & Guidelines, the 53 agencies in EDC would be divided, with 26 multi-purpose and 27 limited-purpose agencies, or half in each group! Nevertheless, when grouping agencies for any future budget (year) work plan listings, the municipal services for fire suppression (12-agencies) and water (1-large agency and 3-small agencies) should continue to be grouped together, as in 2020/21 and 2021/22, under contracted consultants, instead of using EDC LAFCo staff, in order to complete those adopted SOI/MSR updates, again, on-time.

Last, the present task of the Budget Standing Committee and/or Strategic MSR Project Plan Ad Hoc Committee is to amend Section 4 of the EDC LAFCo Policies & Guidelines (attached) by using EDC LAFCo staff help and Commission approval, in order to give EDC LAFCo better overall control of its budget (year) work plan, thereby, aligning the annual allowable budget expenditure and the in-house staffing levels, together, in order to complete all CKH 2000 required adopted SOI/MSRs updates, "as necessary," on-time!

Thank you, in advance, for accepting this combined Budget & MSR Planning information.

Summary of Three Categories for Determining Optional Agency Schedule/Timeline

Agencies that should always be studied

- Cameron Park CSD
- City of Placerville
- City of South Lake Tahoe
- El Dorado Hills CSD
- El Dorado Irrigation District
- Georgetown Divide PUD
- Grizzly Flat CSD
- South Tahoe PUD

Assessment-Only Agencies

- CSA #5 (?)
- CSA #7
- CSA #10

| Other Agencies | Activity | Level of Challenges Identified | Combined Score | |
|--|----------|--------------------------------|----------------|---|
| Arroyo Vista CSD | 1 | 1 | 2 | These agencies were skipped in the Second Cycle. To be studied in the Third Cycle |
| CSA #3 | 1 | 1 | 2 | |
| East China Hills CSD | 1 | 1 | 2 | |
| El Dorado RCD | 1 | 1 | 2 | |
| Fallen Leaf Lake CSD | 1 | 1 | 2 | |
| Garden Valley Ranch Estates CSD | 1 | 1 | 2 | |
| Georgetown RCD | 1 | 1 | 2 | |
| Happy Homestead Cemetery | 1 | 1 | 2 | |
| Hickok Road CSD | 1 | 1 | 2 | |
| Mosquito FPD | 1 | 1 | 2 | |
| Sierra Oaks CSD | 1 | 1 | 2 | |
| Tahoe RCD | 1 | 1 | 2 | |
| Audubon Hills CSD | 1 | 1 | 2 | |
| Cameron Park Airport District | 1 | 1 | 2 | |
| Cameron Estates CSD | 2 | 1 | 3 | |
| Connie Lane CSD | 1 | 2 | 3 | |
| CSA #2 | 1 | 2 | 3 | |
| CSA #9 | 1 | 2 | 3 | |
| El Dorado Hills County Water District | 2 | 1 | 3 | |
| Greenstone Country CSD | 1 | 2 | 3 | |
| Holiday Lake CSD | 1 | 2 | 3 | |
| Kelsey Cemetery | 1 | 2 | 3 | |
| Lake Valley FPD | 2 | 1 | 3 | |
| Lakeview CSD | 1 | 2 | 3 | |
| Marble Mountain Homeowners CSD | 1 | 2 | 3 | |
| Mortara Circle CSD | 1 | 2 | 3 | |
| Nashville Trail CSD | 1 | 2 | 3 | |
| Rising Hill Road CSD | 1 | 2 | 3 | |
| Showcase Ranches CSD | 1 | 2 | 3 | |
| Rolling Hills CSD | 1 | 2 | 3 | |
| Tahoe Paradise Resort Improvement District | 1 | 2 | 3 | |
| Cosumnes River CSD | 2 | 2 | 4 | |
| Georgetown Divide Recreation District | 2 | 2 | 4 | |
| Golden West CSD | 1 | 3 | 4 | |
| Hillwood CSD | 1 | 3 | 4 | |
| Knolls Property Owners CSD | 2 | 2 | 4 | |
| Meeks Bay FPD | 3 | 1 | 4 | |
| West El Largo CSD | 2 | 2 | 4 | |
| Diamond Springs/El Dorado FPD | 2 | 3 | 5 | |
| El Dorado County FPD | 2 | 3 | 5 | |
| Garden Valley FPD | 2 | 3 | 5 | |
| Georgetown FPD | 2 | 3 | 5 | |
| Latrobe FPD | 2 | 3 | 5 | |
| Pioneer FPD | 2 | 3 | 5 | |
| Rescue FPD | 2 | 3 | 5 | |



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Arroyo Vista CSD MSR

Services Actively Provided and Reviewed by MSR: Road and road maintenance

1st Cycle (2001-2008)

Streets and Highway Services MSR

(<https://www.edlafco.us/files/9b15effe8/Streets+and+Highway+Services+MSR.pdf>)

LAFCO Resolution and Map (https://www.edlafco.us/files/a67c7e9f3/01-08_ArroyoVistaCSDSOI.pdf)

SOI Determinations

(https://www.edlafco.us/files/8432a93b1/Item9StaffMemo_Attachment_A1_ArroyoVistaCSD_SOI.p)

2nd Cycle (2008-2013)

Moved to Cycle 3

⇒ 5 yrs.

3rd Cycle (2013-2021)

MSR SOI Adopted: September 26, 2018

(https://www.edlafco.us/files/4dee9b484/Arroyo+Vista+CSD+MSR+Final_Approved.pdf)

⇒ 8 yrs.

Latent Powers (if applicable): Parks and recreation

Agency Schedule/Timeline for the Second MSR Cycle

| 2008-09 | 2009-10 | 2010-11 | 2011-12 | 2012-13 |
|--|---|--|---|---|
| Countywide | Mid-County and Georgetown Divide | Mid-County and Georgetown Divide | Countywide | South County |
| Diamond Springs/El Dorado FPD El Dorado County FPD Garden Valley FPD Georgetown FPD Latrobe FPD Meeks Bay FPD Pioneer FPD Rescue FPD El Dorado Hills County Water District Lake Valley FPD CSA #3 Falcon Lake CSD Mosquito FPD CSA #7 | Kelsey Cemetery Knolls Property Owners CSD Audubon Hills CSD Cameron Park Airport District CSA #2 Georgetown Divide Recreation District Grassy Run CSD Greenstone Country CSD Mortara Circle CSD Rising Hill Road CSD West El Largo CSD Arroyo Verde CSD El Dorado RCD Garden Valley Ranch Estates CSD Georgetown RCD Happy Homestead Cemetery Mickey Road CSD Tahoe RCD | Cameron Park CSD El Dorado Hills CSD El Dorado Irrigation District Georgetown Divide PUD Grizzly Flat CSD South Tahoe PUD | City of Placerville City of South Lake Tahoe | Cosumnes River CSD Golden West CSD Hillwood CSD Cameron Estates CSD Connie Lane CSD CSA #9 Holiday Lake CSD Lakeview CSD Marble Mountain Homeowners CSD Nashville Trail CSD Showcase Ranches CSD Springfield Meadows CSD Tahoe Paradise Resort Improvement District East China Hills CSD Sierra Oaks CSD CSA #5 (?) CSA #10 |
| 0 | 0 | 6 | 2 | 0 |
| 8 | 2 | 0 | 0 | 3 |
| 2 | 9 | 0 | 0 | 10 |
| 3 | 7 | 0 | 0 | 2 |
| 1 | 0 | 0 | 0 | 2 |
| 14 agencies | 18 agencies | 6 agencies | 2 agencies | 17 agencies |

Key

- Always
- Score of 4 and 5
- Score of 3
- Score of 2
- Not to be stratified

Agency Schedule/Timeline for the Third MSR Cycle

| 2013-14 | 2014-15 | 2016-16 | 2016-17 | 2017-18 | 2018-19 | 2018-20 | 2020-21 |
|-------------|---|---|---|--|--|--|---|
| Countywide | City of Placerville City of South Lake Tahoe | South County | Countywide | Countywide | Mid-County and Georgetown Divide | Mid-County | West County and Georgetown Divide |
| | | Cosumnes River CSD Golden West CSD Humboldt Bay CSD Cameron Estates CSD Cameron Lake CSD CSA #9 Holiday Lake CSD Lakeside CSD Lodi CSD Madison Meadows CSD Medicine Trail CSD Rolling Hills CSD Showcase Ranches CSD Tahoe Paradise Beach Improvement District | Arroyo Vista CSD CSA #8 El Dorado RCD Fallen Leaf Lake CSD Garden Valley Ranch Estates CSD Georgetown RCD Happy Homestead Cemetery Happy Meadows CSD Marquato FPD Sierra Oaks CSD Tahoe RCD | Almond Springs/Dryado FPD El Dorado CSD FPD Georgetown FPD Lakeside FPD Meadow Bay FPD Plymouth FPD El Dorado Hills County West District Lake Valley FPD Sierra Oaks CSD CSA #7 | Georgetown District-Resorption District Georgetown District West El Dorado CSD CSA #7 Kelley Cemetery Greenstone County CSD Martinez Circle CSD Rising Hill Road CSD Sierra Oaks CSD Sierra Oaks CSD Sierra Oaks CSD | Graziya FPD Dorado Junction District South Tahoe PUD | West County and Georgetown Divide Cameron Park CSD El Dorado Hills CSD Georgetown Divide PUD |
| Always | 2 | 0 N/A | 0 N/A | 0 | 0 | 0 | 3 |
| Score of 4+ | 0 | 0 N/A | 0 N/A | 0 | 0 | 0 | 0 |
| Score of 3 | 0 | 10 N/A | 10 N/A | 2 | 9 | 0 | 0 |
| Score of 2 | 0 | 2 N/A | 2 N/A | 3 | 7 | 0 | 0 |
| Not study | 0 | 2 N/A | 2 N/A | 1 | 0 | 0 | 0 |
| Total | 2 agencies | 17 agencies | 12 Agencies | 14 agencies | 10 agencies | 3 agencies | 3 agencies |

Key
Always
Score of 4+
Score of 3
Score of 2
Not study
Not to be studied