

MINUTES OF JULY 22, 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 July 22, 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 teleconference, by dialing 712-775-7031 and entering the access code 403-016#.

Regular Members present were: City Member Cody Bass, County Member Shiva Frentzen, District Members Holly Morrison and Tim Palmer and Public Member Michael Powell. Others present were: Alternate City Member Kara Taylor, Alternate County Member Brian Veerkamp, Alternate District Member Michael Saunders, Executive Officer José C. Henríquez, Assistant Executive Officer Erica Sanchez, and LAFCO Counsel Kara K. Ueda.

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 briefly went 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. Chair Frentzen 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 Freeconferencecall.com 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:

Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen

3. ADOPTION OF AGENDA

MOTION

Commissioner Veerkamp moved to adopt the Agenda, second by Commissioner Palmer.

ACTION

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen

NOES: None

ABSTAIN: None

ABSENT: None

4. CONSENT CALENDAR

A. MINUTES OF THE REGULAR MEETING OF MAY 27, 2020

B. REVIEW OF CLAIMS

C. OPEN THE PUBLIC COMMENT PERIOD FOR THE DRAFT MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE STUDY FOR THE EL DORADO HILLS COMMUNITY SERVICES DISTRICT (LAFCO PROJECT NO. 2018-02)

MOTION

Commissioner Palmer moved to adopt the consent calendar, second by Commissioner Taylor.

ACTION

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen

NOES: None

ABSTAIN: None

ABSENT: None

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. CONSIDER AND APPROVE THE ENVIRONMENTAL REVIEW AND THE AT&T / BLOXSOM ANNEXATION INTO THE EL DORADO COUNTY FIRE PROTECTION DISTRICT (LAFCO PROJECT NO. 2019-04)

Ms. Sanchez reviewed the staff report with the recommendation that the Commission approve the AT&T/Bloxsom Annexation into the El Dorado County Fire Protection District; LAFCO Project No. 2019-04, by taking the following actions:

1. Recognize that El Dorado County, as the lead agency for the project, has prepared a Mitigated Negative Declaration and CEQA determinations which have been found to be adequate for the purposes of the annexation and direct staff to file a Notice of Determination in compliance with CEQA and local ordinances implementing the same.
2. Adopt Resolution L-2020-11, adding any additional conditions the Commission finds appropriate

- and approve the AT&T/Bloxsom Annexation into the El Dorado County Fire Protection District;
3. Waive the Conducting Authority Proceedings subject to Government Code §56663 and local policies;
 4. Direct the Executive Officer to complete the necessary filings and transmittals as required by law; and
 5. Determine the effective date of the approval of this agreement to be five (5) working days after recordation by the County Recorder of the Executive Officer's Certificate of Completion once the imposed conditions are met.

Maria Kim, Complete Wireless Consulting, representing the landowners, addressed the Commission and offered to provide additional information about the project.

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.

MOTION

Commissioner Palmer moved to adopt Resolution L-2020-11, approving the AT&T/Bloxsom Annexation into the El Dorado County Fire Protection District, second by Commissioner Powell.

ACTION

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
 NOES: None
 ABSTAIN: None
 ABSENT: None

7. RECEIVE GRAND JURY FINAL REPORT ON FIRE DISTRICT CONSOLIDATION AND CONSIDER RESPONSE TO GRAND JURY CASE 19-06

Mr. Henríquez reviewed the staff report with the recommendation that the Commission receive Grand Jury Case 19-06, titled "West Slope Fire Protection Update," and consider a letter to Judge Kingsbury in response to the report.

Chair Frentzen opened the public forum and asked the Executive Officer if there were any speakers on this item.

Chief Glen Brown, representing Georgetown Fire Protection District, addressed the Commission on the topic of the Grand Jury report and requested support for Georgetown FPD's request to correct population estimates in the report.

Chief Tim Cordero, representing El Dorado County Fire Protection District, addressed the Commission on the topic of the Grand Jury report.

MOTION

Commissioner Palmer moved to approve the response letter to Judge Kingsbury as drafted by LAFCO staff, and a second response letter to the Grand Jury including materials from the 2018 and 2019 fire district study sessions, in support of Georgetown FPD's request to correct population estimates, second by Commissioner Powell.

ACTION

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
 NOES: None
 ABSTAIN: None

ABSENT: None

8. CONSIDERATION AND ADOPTION OF THE AMENDED EL DORADO LAFCO FEE SCHEDULE

Mr. Henríquez reviewed the staff report with the recommendation that the Commission:

1. Receive and adopt the attached fee schedule so that the agency can recover the actual costs of processing applications;
2. Set an effective date of October 1, 2020 for the new fee schedule; and
3. Determine that any project currently being processed by LAFCO is subject to the current Schedule of Fees prior to the effective date of the new fee schedule and subject to the new rates after that date.

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.

MOTION

Commissioner Palmer moved to approve the amended fee schedule with staff's recommendation, second by Commissioner Powell.

ACTION

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
 NOES: None
 ABSTAIN: None
 ABSENT: None

9. CONSIDER CHANGES TO LAFCO'S TRAINING REIMBURSEMENT POLICIES

Mr. Henríquez reviewed the staff report with the recommendation that the Commission consider a request by Commissioner Powell to adopt a moratorium on non-training related activities by Commissioners and staff, revisit the Commission's travel/education reimbursement policies and provide direction to staff. Commissioner Powell give further details about his proposal, with an explanation that LAFCO should adopt these measures while LAFCO is outsourcing municipal service reviews.

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.

MOTION

Commissioner Powell moved to temporarily suspend Commissioner and staff voluntary travel and training expense reimbursement until the MSR workplan is current. Motion failed for a lack of second.

10. RECEIVE AND CONSIDER INFORMATION ON THE CALAFCO BOARD NOMINATIONS

Mr. Henríquez reviewed CALAFCO's staff report with the recommendation that the Commission consider nominations for the CALAFCO Board of Directors Central Region County or District Member

and select a voting delegate and alternate voting delegate for the 2020 CALAFCO Board election. Commissioner Saunders expressed his interest to run for the Central Region Special District seat.

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.

MOTION #1

Commissioner Veerkamp moved to nominate Commissioner Saunders for the CALAFCO Board of Directors Central Region Special District seat, second by Commissioner Palmer.

ACTION #1

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
NOES: None
ABSTAIN: None
ABSENT: None

MOTION #2

Commissioner Veerkamp moved to nominate Commissioner Palmer as the voting delegate for the 2020 CALAFCO Board election, second by Commissioner Morrison.

ACTION #2

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
NOES: None
ABSTAIN: None
ABSENT: None

MOTION #3

Commissioner Veerkamp moved to nominate Commissioner Bass as the alternate voting delegate for the 2020 CALAFCO Board election, second by Commissioner Palmer.

ACTION #3

The motion was approved by the following vote:

AYES: Bass, Morrison, Palmer, Powell, Taylor, Veerkamp, Frentzen
NOES: None
ABSTAIN: None
ABSENT: None

11. OTHER BUSINESS

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

APPROVED

12. ADJOURNMENT

Chair Frentzen adjourned the meeting at 7:30 pm.

The next regularly scheduled LAFCO meeting will be August 26, 2020.

**APPROVED BY THE COMMISSION
AUTHENTICATED AND CERTIFIED**


Executive Officer


Chairperson