

LOCAL AGENCY FORMATION COMMISSION

Dave Braun, Executive Officer

200 W. 4th Street, Suite 3100, Madera, CA 93637 www:maderacounty.com/government/madera-lafco (559) 675-7821

* SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19*

Given the current Shelter-in-Place Order covering the State of California and the Social Distance Guidelines issued by Federal, State, and Local Authorities, there will be limited seating in the Meeting Chambers.

Madera County LAFCO invites the public to join the meeting from your computer, tablet, or smartphone at:

https://global.gotomeeting.com/join/636641413

You can also dial into the meeting using your phone:

EMAIL COMMENTS: If you wish to address any item on the agenda, please submit comments to Dave Braun, LAFCO Executive Officer, by email at david.braun@maderacounty.com. Written comments will be accepted until the public hearing has concluded.

AGENDA

Madera County Government Center Board of Supervisors' Chamber 200 West 4th Street, 1st Floor Madera, CA 93637 LAFCO Meeting Wednesday, May 26, 2021 11:00 A.M.

Commissioner Tom Wheeler, Chair (County)
Commissioner Waseem Ahmed, Chair Pro Tem (City of Chowchilla)

Robert Poythress (County)
Jose Rodriguez (City of Madera)
(Public Member At-Large)

Brett Frazier (County Alternate) Ray Barragan (City of Chowchilla Alternate) Laura Young (Alternate Public Member)

Dave Braun, Executive Officer Joann Zuniga, Clerk

Doug Nelson, Legal Counsel

Madera County LAFCO Meeting Agenda May 26, 2021 Page 2

- 1. CALL TO ORDER AND ROLL CALL
- 2. PLEDGE OF ALLEGIANCE
- 3. PUBLIC COMMENTS

Any person wishing to address the Commission on a subject within the jurisdiction of Madera LAFCO, but not appearing on the agenda, may do so. Any person addressing the Commission under public comment will be limited to a three-minute presentation. Public comment may also be emailed to david.braun@maderacounty.com.

4. CONSENT CALENDAR

- A. Review and Approve Meeting Minutes of March 24, 2021.
- 5. <u>APPOINTMENT OF PUBLIC MEMBER AT-LARGE COMMISSIONER AND ALTERNATE PUBLIC MEMBER AT-LARGE COMMISSIONER</u>
 - A. Commission consideration of applications for the positions of Public Member At-Large and Alternate Public Member At-Large to the Local Agency Formation Commission.

<u>Recommendation</u>: Commission appointment of Public Member At-Large and Alternate Public Member At-Large.

6. PUBLIC HEARING

A. Selection of Consultant for Preparation of Municipal Service Review (MSR) for Madera County Mosquito and Vector Control District and Chowchilla Memorial Health Care District.

The Commission directed staff to send out a Request for Proposal to conduct a Municipal Service Review (MSR) for the Madera County Mosquito and Vector Control District and Chowchilla Memorial Health Care District.

<u>Recommendation</u>: Selection of Consultant for the preparation of the Municipal Service Review for Madera County Mosquito and Vector Control District and Chowchilla Memorial Health Care District.

Madera County LAFCO Meeting Agenda May 26, 2021 Page 3

B. Consider approval of Fiscal Year 2021-2022 Budget/Schedule of Fees and Charges.

Recommendation: Approve Budget/Schedule of Fees and Charges for Fiscal Year 2021-2022.

- 7. COMMISSIONER REPORTS
- 8. EXECUTIVE OFFICER REPORTS
 - A. CALAFCO Quarterly Report.
 - B. Status report on North Fork and Bass Lake Areas Municipal Service Review and Sphere of Influence Update.
- 9. ADJOURNMENT

(The next meeting of the Commission is scheduled for June 23, 2021, beginning at 11:00 a.m. in the Madera County Board of Supervisors' Chamber.)

The Political Reform Act prohibits a person appointed to the Local Agency Formation Commission from accepting gifts of more than \$250.00 within the preceding 12 months from parties, participants, or their agents while a proceeding is pending before LAFCO and for three months following the decision. LAFCO commissioners who receive such contributions are required to disqualify themselves from participating in the proceedings. Both commissioners and contributors who are parties to the proceeding are required to disclose the contributions received or made. Persons with disabilities may receive aid, modifications, or accommodations for participating in the proceeding of the Madera Local Agency Formation Commission by contacting the Madera LAFCO Clerk or the Executive Officer at (559) 675-7821. Please provide advance notification so that specific arrangements can be made.



LOCAL AGENCY FORMATION COMMISSION

Dave Braun, Executive Officer

200 W. 4th Street, Suite 3100, Madera, CA 93637 www.maderacounty.com/government/madera-lafco (559) 675-7821

MEETING MINUTES

Madera County Government Center Board of Supervisors' Chamber 205 West 4th Street Madera, CA 93637 LAFCO Meeting Wednesday, March 24, 2021 11:00 A.M.

1. CALL TO ORDER AND ROLL CALL

Chair Tom Wheeler called the meeting to order at 11:04 a.m. LAFCO Clerk Joann Zuniga conducted the meeting roll call.

Commissioners Present:

Tom Wheeler, County Member

Waseem Ahmed, City Member (Chowchilla)

Robert Poythress, County Member Jose Rodriguez, City Member (Madera)

Laura Young, Alternate Public Member At-Large

Commissioners Absent:

None

Others Present:

Dave Braun, Executive Officer

Doug Nelson, Legal Counsel

Joann Zuniga, Clerk

2. PLEDGE OF ALLEGIANCE

Commissioner Robert Poythress led recitation of the Pledge of Allegiance.

3. PUBLIC COMMENTS

Chair Wheeler called for public comment. There were no comments from the public. Chair Wheeler closed the Public Comments period.

4. CONSENT CALENDAR

A. Review and Approve Meeting Minutes of February 24, 2021.

Commissioner Poythress moved to approve the February 24, 2021, meeting minutes, seconded by Commissioner Rodriguez. Motion passed by a vote of 5 to 0.

Vote: Yes - Poythress, Rodriguez, Ahmed, Young, Wheeler

No - None Absent - None Abstain - None

The Consent Calendar was approved. The February 24, 2021, meeting minutes were approved and filed as presented.

5. PUBLIC HEARING

A. Review Proposed Fiscal Year 2021-2022 Budget/Schedule of Fees and Charges.

Recommendation: Approve

Staff Presentation

Executive Officer Dave Braun introduced the proposed Fiscal Year 2021-2022 LAFCO budget. Braun stated the preliminary budget was very similar to the 2020-2021 budget but with a slight increase of \$560 to cover the cost of telephone communication services. Braun stated there was a budget carryover of approximately \$100,000 in the Operating Fund because of the less-than-normal workload activity, which was down in 2020-2021 due to COVID-19 pandemic and down one-third in 2019-2020. Braun stated there was a proposed reduction in the Cities and County contributions in the 2021-2022 budget due to the higher-than-expected carryover. Braun stated the total projected budget appropriations was \$136,474.00.

Dave Braun proposed a 1.4 percent increase in the fee schedule to keep pace with inflation. Braun stated the current application fee was proposed to increase from of \$2,559 to \$2,595, which was an increase of \$36.

Dave Braun recommended approval of the proposed 2021-2022 fiscal year budget and approval of a proposed 1.4 percent increase in the fee schedule in accordance with the increase in the consumer price index.

Public Comments

Chair Wheeler called for public comment. There were no comments from the public. Chair Wheeler closed the Public Comments period.

Commission Action

Commissioner Poythress moved to approve the Proposed Fiscal Year 2021-2022 LAFCO Budget/Schedule of Fees and Charges, seconded by Commissioner Ahmed.

Vote: Yes - Poythress, Ahmed, Rodriguez, Young, Wheeler

No - None Absent - None Abstain - None

The motion passed by a vote of 5 to 0. Dave Braun stated the Commission would be considering adoption of the final budget in May.

6. LAFCO "101" WORKSHOP

Executive Director Dave Braun gave a PowerPoint presentation on LAFCO "101." Braun stated when the population and housing boom occurred after World War II, cities in California were scrambling to finance and extend services; stated cities were annexing properties and creating inefficient boundaries; stated there was a proliferation of limited purpose special districts formed, and there was a need to encourage orderly, uniform city boundaries. Braun stated the State of California established the Local Agency Formation Commission (LAFCO) to regulate local agency boundaries and extensions of public services, to encourage orderly growth and discourage urban sprawl, to conserve agriculture and open space, and to promote efficient sustainable public services. Braun stated each County in California had one LAFCO that was independent with local control, but not part of the county government; stated there was no State appointees, and the only appeal was to the courts.

Dave Braun briefly described the evolution of LAFCO law; stated the Knox Nesbitt Act, adopted in 1963, created Local Agency Formation Commissions throughout California to regulate boundary decisions; stated the County funded the LAFCO office. Braun stated in 1965 the District Reorganization Act (DRA) was adopted to update LAFCO procedures; stated in 1983 law passed that set the deadline to prepare Sphere of Influence (SOI) planning; in 1985 the State of California adopted the Cortese Knox Local Government Reorganization Act that recodified the law.

Dave Braun stated the State of California adopted the Cortese Knox Hertzberg (CKH) Local Government Reorganization Act in 2000. Braun stated LAFCO funding included cities and districts and LAFCO became conducting authority for changes; stated the law required LAFCO to conduct periodic Sphere of Influence (SOI) updates and Municipal Service Reviews (MSR). Braun stated the CKH Act required LAFCO to adopt policies and act consistent with those policies; required cities to prezone land to annex, and with annexation to consider regional housing needs for all income levels.

Dave Braun stated the Madera County Local Agency Formation Commission was comprised of five members—two County supervisors, two City officials, one public member at-large, and an alternate member in each category; stated members of the Commission represented the interests of the city and county public as a whole. Braun stated there were 29 LAFCOs in California that also had two special district members; stated Madera County did not have special district members.

Dave Braun stated LAFCO was quasi-legislative and was an agency with broad discretionary authority; stated LAFCO could not directly regulate land use but must consider land use issues in making its decisions.

Dave Braun stated LAFCO actions were subject to California Environmental Quality Act (CEQA), and most LAFCO project approvals were reviewed under CEQA law. Braun stated the city was the lead agency on annexations as CEQA was required for prezonings; stated LAFCO was the responsible agency, whose role as responsible agency under CEQA was limited. Braun stated CEQA Categorical Exemption Classes 19 and 20 were tailored to LAFCO actions.

Dave Braun stated the State of California mandated that LAFCO adopt a budget each fiscal year and the budget was equally funded by cities and the county; stated if a special district had representation on the Commission, the special district would also fund LAFCO; stated the processing fees for application filing helped fund projects and offset expenses. Braun stated LAFCO appointed an Executive Officer to conduct the day-to-day business and to make recommendations on proposals; stated LAFCO appointed its Legal Counsel and Clerk; stated LAFCO provided its own quarters, equipment, supplies, and personnel.

Dave Braun outlined LAFCO involvement in organizational changes: (1) annexation or detachment, existing agency; (2) formation of special district(s) and/or incorporation of a city; (3) city disincorporation and special district dissolution; (4) consolidation of cities or special districts; (5) merger of special district into a city; (6) subsidiary district, i.e., city governs district; (7) exercise of latent power by special district (roads, fire service, etc.). Braun stated a reorganization was two or more changes of organization in one proceeding (detachment and annexation or a dissolution and formation of new district).

Braun explained that LAFCO had no jurisdiction over (1) land use change not requiring boundary change; (2) improvement districts within agencies; (3) joint power authorities; (4) community facilities districts (Mello-Roos); (5) maintenance districts; (6) school district boundaries; (7) county boundary changes. Braun stated there were over 100 maintenance districts in the County of Madera, which were not under the authority of LAFCO, however, County Service Areas were under the authority of LAFCO.

Dave Braun defined the Sphere of Influence (SOI), which was a plan for the probable physical boundaries and service area of a local agency as determined by LAFCO. Braun stated in amending a Sphere of Influence, LAFCO made written determinations that included present and planned land use in the area and present and probable need for public facilities and services.

Dave Braun explained that a Municipal Service Review (MSR) was a comprehensive review and analysis of municipal services provided in an appropriate area designated by LAFCO such as the county or any other geographic area appropriate for an analysis of the service(s).

Dave Braun stated the State of California LAFCO (CALAFCO) was formed in 1971; stated CALAFCO addressed legislative action in Sacramento affecting LAFCO offices throughout California; stated its focus was on LAFCO member support through conferences, workshops, legislative services, and general education.

Commission Comments

Commissioner Rodriguez asked Dave Braun to give an example of a maintenance district. Dave Braun replied that Madera Ranchos was in a County Maintenance District; stated there were over 100 maintenance districts in Madera County under the jurisdiction of the County Board of Supervisors, not under the authority of LAFCO. Braun stated the community of Parkwood was in a County Maintenance District. Braun stated the community of Parksdale was in a County Service Area and under the authority of LAFCO.

Commissioner Rodriguez asked if LAFCO had jurisdiction over water districts. Dave Braun replied that independent water districts were under LAFCO authority such as the Madera Irrigation District, Clayton Water District, Gravelly Ford Water District.

Commissioner Rodriguez asked questions about the disadvantaged community of Parkwood and how did LAFCO get involved as far as tax sharing. Dave Braun responded that LAFCO did not get involved in the tax-sharing agreement; however, LAFCO would require a tax-sharing agreement if the community of Parkwood were to be annexed.

Commissioner Rodriguez asked about the City of Madera community neighborhoods of Parkwood and Parksdale and provisions for needed services; asked if LAFCO mandated that

cities annex unincorporated areas. Braun stated it was preferable, from LAFCO standpoint, for the City of Madera to provide services to disadvantaged communities rather than the County.

Commissioner Jose Rodriguez stated his appreciation for the LAFCO "101" workshop and that the history of LAFCO was very informative and the workshop very beneficial.

7. COMMISSIONER REPORTS

Tom Wheeler stated the State of California reported that the COVID-19 pandemic was under the threshold of 10 and so more businesses and schools could reopen.

8. EXECUTIVE OFFICER REPORTS

Executive Officer Braun stated he received a letter from J. Carol Graham formally resigning from the Commission. Braun stated the recruitment process for both public member at-large and alternate public member at-large had begun and that recruitment for both positions would occur simultaneously; stated the four Commissioner would make the appointments. Chair Wheeler asked if this would occur at the next meeting. Dave Braun replied yes.

9. ADJOURNMENT

Submitted by:
LAFCO Executive Officer David E. Braun
Approval Date:

Chair Wheeler adjourned the meeting at 11:53 a.m.



LOCAL AGENCY FORMATION COMMISSION

Dave Braun, Executive Officer

• 200 W. 4th Street, Suite 3100 Madera, CA 93637
(559) 675-7821

• FAX (559) 675-6573 • TDD (559) 675-8970

mc_planning@madera-county.com

Date:

May 26, 2021

ITEM #5

To:

LAFCO Commission

From:

Dave Braun, Executive Officer

Subject:

Public Member and Alternate Public Member Commissioner Selection

PROPOSAL

It is recommended that the Commission review the attached applications that were submitted to staff and appoint a new Public Member and Alternate Public Member At-Large Commissioner.

BACKGROUND

On March 18, 2021 the Commission's Public Member Carol Graham informed staff that she is resigning from the Commission. At the March 24, 2021 meeting, the Commission instructed staff to initiate a selection process for the vacancy.

On April 5, 2021 staff received an application for the Public Member position from the Alternate Public Member-Commissioner Laura Young. As a result, staff has conducted a selection process for both the Public Member Commissioner and the Alternate Public Member Commissioner.

Staff published a request for applications for both positions in local newspapers and posted the notice at various local government agencies. To date staff has received three applications for the positions. The applicants are:

- 1. Laura Young
- 2. Susanne Waite
- 3. Mark Stamas

RECOMMENDATION

Staff recommends that the Commission consider all the applications and choose a replacement to fill both the Public Member and Alternate Public Member At-Large positions. Staff also recommends that the newly appointed Commissioners begin their terms at the next regularly scheduled Commission meeting.

ATTACHMENTS

Exhibit A- Letter of Resignation from Commissioner Graham dated March 18, 2021

EXHIBIT A

J Carol Graham 35234 Ste. 1 Highway 41 Coarsegold, CA 93614

Local Agency Formation Commission 200 W. 4th St., Ste. 3100 Madera, CA 93637

March 18, 2021

I would like to take this opportunity to thank you for the pleasure of serving on the Local Agency Formation Commission over the years. It has been an honor to serve with such distinguished members and I truly feel blessed to have had this opportunity.

This letter is to let you know that I am formally resigning from the Commission immediately. I am sure that my replacement, Laura Young, will, no doubt, serve with the same integrity, confidence and hard work that you have come to expect from each of your members.

Best Regards,

J Carol Graham

RECEIVED

MAR 1 8 2021

MADERA COUNTY
PLANNING DEPARTMENT

LAFCO Meeting Agenda for May 26, 2021:

PUBLIC HEARING – ITEM 6-A

UNDER SEPARATE COVER

THE STAFF REPORT AND CONSULTANTS' PROPOSALS FOR PREPARATION OF MUNICIPAL SERVICE REVIEW FOR MADERA COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT AND CHOWCHILLA MEMORIAL HEALTH CARE DISTRICT



LOCAL AGENCY FORMATION COMMISSION

Dave Braun, Executive Officer

200 W. 4th Street, Suite 3100, Madera, CA 93637 www.maderacounty.com/government/madera-lafco (559) 675-7821

DATE: May 26, 2021 ITEM #6B

TO: LAFCO Commissioners

FROM: Dave Braun, Executive Officer

SUBJECT: Final 2021-22 Fiscal Year Budget & Schedule of Fees

PROPOSAL

The Final Budget and Fee Schedule for Fiscal Year 2021-2022.

BACKGROUND

Pursuant to Government Code Section 56381, the Commission must adopt a proposed budget by May 1, 2021, and a final budget by June 15, 2021, after consideration at a noticed public hearing. The statute further requires that the budget must at least be equal to the budget adopted for the previous fiscal year, unless the Commission finds "that reduced staffing or program costs will nevertheless allow the Commission to fulfill its purposes and programs." After a careful review of our agency's budget, staff has proposed a budget that is a slight increase from the previous year. Staff believes it is consistent with workload estimates anticipated for the upcoming fiscal year.

The 2021-2022 Budget proposes one increase to the previous year's budget. There is an increase from the previous year's budget of \$560 to cover the cost related to Communication Services (Telephone). Otherwise, the Budget is identical to the 2020-2021 Budget.

The proposed 2021-2022 Budget would include the anticipated carryover amount of \$100,660 .71 in the Operating Fund. Due to this higher than expected carryover amount resulting from less than normal activity due to Covid, the contributions from the County and Cities have been substantially reduced for the 2021-2022 Fiscal Year. Please note that as life returns to normal after Covid, the County and Cities should expect their contribution to LAFCO to return to pre-Covid levels.

In previous years, the Commission has annually made small increases to the fee schedule in order to keep pace with inflation. This past year the consumer price index was 1.4% through January 2021. Therefore, staff is proposing an adjustment in all fees, which would increase the basic application fee from \$2,559 to \$2,595.

ANALYSIS

The proposed budget reflects a small increase in the overall operating budget. This is due to an anticipated increase in costs for Communication Services (telephone). Workload estimates are expected to be similar to previous years prior to the Covid Pandemic. Staff is anticipating a normal level of applications that will be paid for by the applicants with an estimate of four applications.

The individual line items which changed from last year's budget are discussed below.

REVENUES:

77090-XXX

The majority of the revenue for the FY 2021-2022 Budget will come from

the LAFCO Operating Fund with additional revenue coming from

Madera County and the Cities of Madera and Chowchilla.

77030-662713

Staff estimates approximately four (4) applications.

EXPENDITURES:

77030-720300

Reflects anticipated increased costs for telephone service.

Communication Services

This budget shows an increase of approximately .41% compared to last year's budget.

RECOMMENDATION

Staff recommends that the Commission:

Approve the final budget for Fiscal Year 2021/2022 (Exhibit A) and approve a 1.4
percent increase in the Fee Schedule (Exhibit B) in accordance with the increase in the
consumer price index.

ATTACHMENTS

Exhibit A - Budget FY 2021/2022

Exhibit B - Fee Schedule Exhibit C - Resolution

S:\Shared\Planning's share drive\Main LAFCo Shared File\Budgets\2020-2021 Budget\2021-2022 Prelim Budget Staff Report.docx

Funding S Line Item Number		Name	Description	Budgel Fy	Through Feb	Projected to	Budget Fy 2021-22	Increases &
Number Reserve Fund	•			2020-2021	2021	End of Year	2023-22	(Decreases)
77090-XXXXXX	LAFCO Agency Fund		Agency Fund Balance	99,715.98	100,039.99	100,200.00	100,200.00	
und Balance	Beginning Fund balance		Beginning Fund Balance	118,701.25	86,947.90	86,947.90	100,660.71	(18,040.54)
evenues								
77030-640100 77030-659XXX 77030-659XXX 77030-659XXX	Interest Income Contribution to LAFCO - Madera County Contribution to LAFCo - City of Madera Contribution to LAFCo - City of Chowchilla	Percentage Percentage	ed as a result of accrued interest on fund of contribution (50%) of contribution (41.28%) of contribution (8.72%)	1,906.94 38,666.96 31,085.03 7,601.92	385.63 38,666.96 31,065.03 7,601.92	600.00 38,666.96 31,065.03 7,601.92	600 12,944.28 10,686.79 2,257.48	(1,306.94) (25,722.68) (20,378.24) (5,344.44)
77030-662713	LAFCO Filling Fees		ied to offset some of the costs of applications and other services.	9,325.00	8,871.00	12,000.00	9,325.00	
			Total Revenues	88,565.85	86,590.54	89,933.91	35,813.55	(52,752.30)
<u>ppropriations</u> 77030-750125	OP TRNS OUT - LAFCO AGENCY FUND	Transfers fr	om LAFCO Agency Fund				0.00	
	TOTAL R	EVENUES, TRANS	FERS AND BEGINNING FUND BALANCE TOTAL FINANCING AVAILABLE	207,267.10 306,983.08	173,538.44 273,578.43	176,881.81 277,081.81	136,474.26 236,674.26	42,507.47 42,913.48
xpenditu	res						. •	
	Name		Description					
alaries and Em	ployee Benefits							
77030-710102 77030-710103	Permanant Salaries Temporary Salaries	Executive 0	fficer, Clerk, and Commissioner Stipends	0.00 45,000.00	0,00 24,647.36	0 40,000.00	0.00 45,000.00	
77030-710203	CO OASDHI Contributions (Social Security)			2,600.00	1,528.15	2,400	2,600.00	
77030-710204	CO MEDICARE Contribution			600.00	357.38	560	600,00	
77030-710400	CO WKRS COMP Insurance			165.00	165.00	165	165.00	
			Total Salaries & Employee Benefits	48,365,00	26,697,89	43,125.00	48,365.00	
efunds and Ov 77030-721206	erpayments s	Refund of W	fithdrawn applications	0.00	0	0.00	0,00	
			Total Refunds and Overpayments	0.00	0.00	0.00	0.00	
ervices and Su	oplies		7-13/14W/M/14W 41W 47W/pw//2014/20					
77030-720300	Communications Services (Telephone)	Billed based or	n 10% of the Charges to the Planning Dept.	400.00	0.00	400,00	960,00	560,00
77030-720604	Liability Insurance	Premium Pa	syment for Risk Management Pool	100,00	0,00	100.00	100.00	
	Memberships (CALAFCO)		bership fees	3,250.00	3,250.00	3,250.00	3,250.00	
77030-721302	Postage	Costs are b	ased on anticipated usage.	2,500.00	823.05	1,646.10	2,500,00	
	Professional and Specialized Services	Based on th	e breakout below					
77030-721403 77030-721435	Planning Department Audit/Accounting Services (County) Attorney and Other Legal Fees (County) Engineering Services (County Engineering)	Charges for Charges for	actual services, actual services, actual services, actual services,	2,000.00 2,000.00 10,500.00 1,000.00	1,084.83 361.85 700.47 367.35	2,200.00 500.00 2,000.00 800.00	2,000.00 2,000.00 10,500.00 1,000.00	
77030-721487	Assessor's Office	Charges for	actual services.	1,000.00	135.62	350,00	1,000.00	
	Elections Office Outside Consultants		actual services. actual services.	500.00 40,000.00	85.86 2,122.00	200.00 10,000.00	500.00 40,000.00	
77030-721426	Software Maintenance and Modification	Ongoing up	keep of software versions and misc,	1,000.00	0.00	50.00	1,000.00	
77030-721500	Publications and Legal Notices	Charges for	actual services,	2,000.00	632.90	1,500.00	2,000.00	
77030-721601	Rent/Lease Co Cars	Charges for	actual services.	1,000.00	0.00	0,00	1,000.00	
77030-721700	Rents and Leases - Building Space	Lump sum a	imount billed monthly	6,000,00	4,000.00	6,000.00	6,000.00	
77030-722000	Transportation/ Travel/	Conferences	s Training and associated costs	8,050.00	0.00	0.00	8,050.00	
77030-721300	Office Supplies	Charges for materials	actual cost and prorated share of common	2,400.00	2,661.21	2,900.00	2,400.00	
77030-722100	Utilities (water, sewer, electric, etc.)	Lump sum a	mount billed monthly	1,200,00	800,00	1,200.00	1,200.00	
77030-740300	Fixed Assets	Filing Cabine	els	0.00	0.00	0,00	0.00	•
77030-722005	Reimburse Employee Cars (& Commissioners		nent for Staff and Commissioners' use of cles for LAFCO Business	1,000,00	0.00	0.00	1,000.00	
			Total Services & Supplies	85,900.00	17,025.14	33,096.10	86,460,00	560,00
andlawa manas								
ontingenency 77030-780100	Appropriation for Contingencies		Contingency	1,649.26	0.00	0.00	1,649,26	

EXHIBIT B



200 West 4th Street, Suite Madera, CA 93637 (559) 675-7821 FAX (559) 675-6573 TDD (559) 675-8970 mc_planning@madera-county.com

LOCAL AGENCY FORMATION COMMISSION

Dave Braun, Executive Officer

MADERA LOCAL AGENCY FORMATION COMMISSION SCHEDULE OF FEES AND CHARGES

(Effective July 1, 2021)

In accordance with Government Code Sections 56383, the Madera LAFCo has discretion to establish a schedule of fees for the costs of proceedings. The schedule of fees shall not exceed the estimated reasonable cost of providing the service and shall be imposed pursuant to Government Code Section 66016.

It is the policy of the LAFCo not to accept a resolution or petition application for a change of organization, reorganization, or sphere of influence amendment until all applicable processing and/or petition checking fees have been deposited with the Executive Officer.

With respect to studies of special district changes of organization or reorganization performed at the request of an individual or entity, it is the policy of the Commission that the individual or entity that requests the changes of organization or reorganization shall be responsible for payment of the applicable fee at the time of application.

It is the policy of the LAFCo that any processing or petition checking fees are mandatory and non-refundable unless specifically waived by a majority vote of the Commission.

In addition to the LAFCo fees and charges, there are in some cases State of California Fish and Game Fees and fees which are applicable in order to formally record an approved application with the State Board of Equalization.

PAYABLE AT TIME OF FILING OF LAFCO APPLICATION

A. <u>LAFCO APPLICATION /PROCESSING FEES</u> (Checks payable to Madera LAFCO)

BASIC FEES

Change of Organization				
	_		achment or Reorganization Annexation and Detachment	\$2,595
	- -	Formation (not in District Study)	ncluding cost of Special	\$2,595
	-	Consolidation		\$2,595
	-	Dissolution		\$2,595
	-	Merger/ Establish of Subsidiary Dis		\$2,595
	-		ot including cost of Financial Analysis)	\$2,595
	=	Activation of Late	ent Powers	\$2,595
Reconsideration Fee				\$2,595
Sphere of Influence	-	Sphere of Influer Update	nce- Adoption, Amendment or	\$2,595
Special District Study				
·	_	Applicant Fee	\$1,274 Processing Fee, Plus Cost for Preparation of Study Actual LAFCO Administrative	y, Plus
Municipal Service Review (MSR)				
·	- `	Applicant Fee	\$1,274 Processing Fee, Plus Cost for Preparation of MSR Actual LAFCO Administrative	, Plus
Out of Area Service C	ontract	S		
	-	Applicant Fee (It	ems Heard By Commission) dministrative Approvals)	\$876 No Fee
Transfer of Jurisdiction	А	pplicant Fee		\$876

SUPPLEMENTAL FEES (In addition to basic fee)

CEQA Reviews

(LAFCO as Lead Agency)

-	Environmental Evaluation	\$532
	Preparation of Negative Declaration	\$532
_	Preparation of Mitigated Negative Declaration	\$532

EIR Preparation as Lead Agency)

\$1,274 Processing Fee plus actual cost of EIR (LAFCO

preparation plus 10% of EIR cost to administer

contract.

Comprehensive Fiscal Analysis

\$1,375 Processing Fee plus actual cost of CFA preparation plus 10% of CFA cost to administer

contract.

Verification of Petition Signatures By County Registrar of Voters

(Check payable to Madera County Registrar of Voters)

Fish and Game Administrative Recording Fee (Check payable to Madera County Clerk)

\$1 per signature

\$50

B. STATE OF CALIFORNIA DEPARTMENT OF FISH AND GAME FEES

State law requires that for any project which has the potential to cause adverse impact on fish and/or wildlife, a fee be charged based on the type of environmental certification taken by the Lead Agency. If this fee was paid at the time the Lead Agency took action on the project prior to application to LAFCO (e.g., when a pre-zoning was adopted by a city council), evidence that the fee was paid can be supplied to LAFCO to satisfy requirement. No additional payment, other than the \$50.00 administrative charge for the County Clerk need be paid for subsequent actions on the same project.

State Department of Fish and Game Fee (Check payable to State Department of Fish and Game)

_	If an EIR	\$2,995.25
-	If a Negative Declaration	\$2,156.25
-	If a Mitigated Negative Declaration	\$2,156.25

C. STATE BOARD OF EQUALIZATION FEES

After Commission approval and conducting authority ratification, the final step is recording of the action with the State Board of Equalization. State will not formally record action until payment of their fees.

(Check payable to State Board of Equalization)

Single Area Transactions

Area Within Subject Territory		Single Area Mapping Fee
	Less than 1 acre	\$ 300
-	1-5 acres	\$ 350
	6-10 acres	\$ 500
-	11-20 acres	\$ 800
_	21-50 acres	\$1,200
	51-100 acres	\$1,500
_	101-500 acres	\$2,000
_	501-1000 acres	\$2,500
-	1001-2000 acres	\$3,000
_	2001 and above	\$3,500

D. <u>MISCELLANEOUS FEES AND CHARGES</u>

LAFCO

Special Commission Meeting	\$ Actual Costs
Outside Consultant(s)	\$ Actual Costs
Document Copying	\$ 1.50 First Page + \$0.30 per additional page
Meeting Tape	\$ Actual Costs
Meeting Transcript	\$ Actual Costs

State of California

Request for State Controller's	Actual costs of review, plus a 10%
review of a Comprehensive Fiscal	administration fee, with a deposit
Analysis for incorporation	as specified by the Madera LAFCO
	Policies and Procedures Section 5.7

SINCE FEES AND CHARGES ARE SUBJECT TO CHANGE WITHOUT NOTICE, EACH APPLICANT IS ENCOURAGED TO CONTACT THE LAFCO OFFICE PRIOR TO EXECUTING A WARRANT TO ENSURE PAYMENT AMOUNT IS CORRECT.

S:\Shared\Planning's share drive\Main LAFCo Shared File\Budgets\2019-2020 Budget\2019-20 Fee Schedule.docx

EXHIBIT C

BEFORE THE MADERA LOCAL AGENCY FORMATION COMMISSION STATE OF CALIFORNIA

In the Matter of)	Resolution No. 2021-
)	
FINAL BUDGET AND FEE)	FINAL BUDGET AND FEE SCHEDULE FOR
SCHEDULE FOR FISCAL YEAR)	FISCAL YEAR 2021-2022
2021-2022)	

WHEREAS, the Executive Officer has given notices as required by law and forwarded copies of the report to officers, persons and public agencies prescribed by law; and

WHEREAS, this matter was set for public hearing at 11:00 a.m. on Wednesday, May 26, 2021, and the public hearing was duly conducted and the proposed LAFCO Budget for Fiscal Year 2021-2022 was considered; and

WHEREAS, at said hearing, the Commission heard and received all oral and written protests, objections and evidence which were made, presented, or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said proposed budget; and

WHEREAS, the Fiscal Year 2021-2022 budget represents a slight increase from the previous year's budget based on an increase in funds allocated to communication services; and WHEREAS, the Commission considered and approved the Proposed Budget and Fee Schedule on March 24, 2021.

NOW, THEREFORE, THE MADERA LOCAL AGENCY FORMATION COMMISSION

DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

- 1. That the recitals set forth hereinabove are true, correct, and valid.
- 2. That pursuant to Cortese Knox Hertzberg Section 56381 (a), the Commission hereby adopts a Final Budget for Fiscal Year 2021-2022 in the amount of \$136,474.26. This amount (minus the anticipated balance in the Operating Fund, anticipated application fees and anticipated interest from the Operating Fund) will be charged to the Funding Agencies based on the formula contained in Section 56381 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 and implemented by the County Auditor as set forth in Exhibit A.
- 3. The Commission approves a 1.4 percent increase in the fee schedule as set forth in Exhibit "B" in accordance with the increase in the Consumer Price Index.
- That the Executive Officer of this Commission is authorized to mail copies of the Final Budget in the manner provided by law.

	Chairman Wheeler Voted:
	Vice Chair Ahmed Voted:
	Commissioner Poythress Voted:
	Commissioner Young Voted:
	Commissioner Rodriguez Voted:
	Chair, Tom Wheeler Madera Local Agency Formation Commission
ATTEST:	
Executive Officer, LAFCO	
Approved as to Legal Form:	
LAFCo Counsel	_

The foregoing Resolution was adopted this 26th day of May 2021, by the following vote:

May 2021





Greetings from your CALAFCO Board of Directors and Executive Director. Spring is in the air and things seem to be shifting. Spring is a time of renewal and re-awakening and that is exactly what it feels like this year in so many ways.

This Second Quarterly Report of 2021 will begin by highlighting the good news in our CALAFCO family first, followed by Association updates. Happy reading!

LAFCos in the News

Alameda LAFCo Awarded Sustainable Agricultural Lands Conservation (SALC) Grant

In our last Quarterly Report we announced SALC grants for San Bernardino and San Diego LAFCos. CALAFCO inadvertently omitted Alameda LAFCos grant award and apologize for the oversight. We are pleased to announce their grant award.

Alameda LAFCo, in partnership with the Alameda County Resource Conservation District, was awarded a SALC planning grant for \$250,000. The planning grant project is aimed at collaborative stakeholder planning in Alameda County to ensure the identification and preservation of agricultural and working lands, an infill development focus on healthy and resilient communities for disadvantaged and lowincome populations, and a reduction in greenhouse gas emissions.

The Strategic Growth Council (SGC) added LAFCos to the list of eligible entities to apply for SALC grants in January 2019 after many years of CALAFCO trying to get LAFCos eligible for state-level grant funding. We are pleased that to date, three of our member LAFCos have received these grants.

Los Angeles LAFCo Executive Officer Receives State Appointment

On January 4, 2021, Assembly Speaker Anthony Rendon appointed *Los Angeles LAFCo Executive Officer Paul Novak* to the Board for Professional Engineers, Land Surveyors, and Geologists. The Board regulates the practices of engineering (civil, electrical, structural, geotechnical/soils), land surveying, geology, and geophysics in the State of California to safeguard the life, health, property and welfare of the public. The Board licenses qualified individuals, based on experience and successfully passing examinations; establishes regulations and promotes professional conduct; enforces laws and regulations; and provides information to the public on using professional engineering and land surveying services. Paul's term runs to June 30, 2023.

Marin LAFCo Holds Shared Services Workshop For Agencies

Marin LAFCo held a Shared Services Workshop on April 29, 2021. Partners for the workshop included Marin County Council of Mayors and Councilmembers, Marin County Special Districts Association, and Marin County Office of Education. The workshop had 2 panels, one on successful shared services in Marin, and another exploring how to successfully implement shared services. Marin LAFCo reports the workshop was a success with 78 people attending, including elected officials and staff throughout the County, as well as staff from 2 other LAFCos. If you are curious about this event, a recording is posted on their website at www.marinlafco.org. Marin LAFCo thanks CALAFCO for offering their Zoom account, noting the webinar function played a large role in the success of this workshop.

Orange LAFCo Welcomes New Assistant EO

Orange LAFCo is pleased to welcome a new member to the Orange LAFCo team. Raymond Barragan will serve as Orange LAFCo's Assistant Executive Officer and brings extensive experience in local government to his new role. Before joining Orange LAFCo, he served as the Acting Director of Community Development with the City of Gardena where he was employed since 2012. Raymond holds a bachelor's degree in urban and regional planning and is a master's candidate in Community and Economic Development at Penn State.

San Luis Obispo Announces New Hire and Promotion

San Luis Obispo LAFCo is excited to announce Robert "Rob" Fitzroy as its new Executive Officer. Most recently he was the Director of the Community Development Department for the City of Arroyo Grande. Prior to that, Rob was the Asst. Director for the County Planning & Building Department. Rob graduated from Cal Poly San Luis Obispo with a bachelor's degree and has a master's of Natural Resource Management, Environmental Planning & Public Policy. He begins his new role on May 24, 2021.

Imelda Marquez, San Luis Obispo LAFCo Clerk, was promoted to Analyst late last year. Imelda has been with SLO LAFCo for about 19 months. Her broad range of skills and analytical abilities are numerous. She is a proud Fresno St. Bulldog with a Geography degree and according to Interim EO David Church, "is an absolute delight to work with".



May 2021 Page 2



Welcome to Our Newest Associate Members

CALAFCO is pleased to welcome two new Silver Associate Members.

We welcome the return of *SWALE, Inc.* SWALE's consulting services focus on LAFCos critical issues including MSRs, SOIs, CEQA compliance, strategic planning, workshops and mapping with GIS. Their northern California office is expanding to bring you the best of consulting services. To learn more about the services provided by SWALE, contact *Kateri Harrison* at harrison@swaleinc.com, or visit their website at www.swaleinc.com.

We also welcome *DTA*. DTA is a national public finance and urban economics consulting firm specializing in infrastructure and public service finance. Their financing programs have utilized a variety of public financing mechanisms such as Ads, CFDs, LLDs and various types of fee programs. To learn more about DTA, contact *Nathan Perez* at Nate@FinanceDTA.com, or visit their website at www.FinanceDTA.com.

CALAFCO Educational Events

MARK YOUR CALENDARS FOR THESE UPCOMING CALAFCO EDUCATIONAL EVENTS!

CALAFCO 2021 ANNUAL CONFERENCE

Join us October 6-8 at the Hyatt Regency Newport Beach John Wayne Airport for the 2021 Annual Conference. It's been so long since we've gathered in person and the time is finally here! The program planning committee is forming and CALAFCO staff is working with the facility on details to keep all of our attendees safe. Watch for Conference registration and hotel reservations to be open soon. Conference registration rates will be at the 2019 rates. We look forward to seeing you in Newport Beach later this year.

CALAFCO UNIVERSITY

We are pleased to continue offering webinars at no cost to our membership and are preparing several great sessions for you. Registration is now open for our June 7 session: *Financial Health Indicators for Cities and Districts.* Registration is open until June 2. You will find all the details on the CALAFCO website at www.calafco.org.

We are also working on a very unique 4-part series on *Fire & EMS* services and a session on *Forming a CSD*. Watch for details and registration for these offerings coming soon.

CALAFCO Board of Directors

CALAFCO BOARD ACTIONS

The Board met virtually on April 30 with a full agenda. Under the leadership of *Chair Mike Kelley*, the Board took a number of important actions.



- ✓ The FY 2021-22 budget was adopted. For the first time, the Board considered a rolling 2-year budget. The FY 21-22 budget reflects a decrease of 2.1% over the current FY operating budget. The adopted budget can be found on the CALAFCO website.
- ✓ The 2021-22 Strategic Plan was adopted. The three primary strategies for the Association are: (1) Serve as an educational resource to member LAFCo Commissioners, LAFCo staff, Associate Members, and stakeholders; (2) Focus efforts on Association member relations, development, recognition and communication. Continue development of a strong and sustainable Association; and (3) Serve as an information resource to all Association members, work as a legislative and policy advocate for LAFCo issues and provide information to the Legislature and other stakeholders. The adopted Strategic Plan can be found on the CALAFCO website.
- ✓ Updated Policies for Sections I and II of the current CALAFCO Policies were adopted. One of the goals for 2021 is to conduct a comprehensive review of CALAFCO Policies, considering two sections per quarter. This is the first of a three-phase update process. The updated policies can be found on the CALAFCO website.
- ✓ The new Annual Achievement Awards program was approved. As the membership is aware, last year the Board approved consideration of an update to the Achievement Awards program. CALAFCO staff and Regional Officers worked for many months in crafting two options for the Achievement Awards Committee to consider. The Committee unanimously approved one of the options and recommended adoption of that option to the Board, which was unanimously approved. Watch for an announcement on the new program and the opening of the nomination period coming soon!
- ✓ The Board ratified approval of filing an amicus letter in support of San Luis Obispo (SLO) LAFCo's appeal to the State Supreme Court. As a follow up to the Superior Court decision in favor of the City of Pismo Beach, and at the request of SLO LAFCo, CALAFCO filed an amicus letter requesting the court review the case. The Court of Appeal opinion in San Luis Obispo Local Agency Formation Commission v. City of Pismo Beach

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threatens to change operations across of LAFCos throughout the state.

By limiting the ability of LAFCos to require indemnification agreements from annexation applicants, the opinion conflicts with a number of decisions on which LAFCos reasonably relied to require indemnification as part of their implied powers. We thank **BBK** for their work on this amicus letter (which was preceded by an amicus brief). CALAFCO will keep our members posted on the appeal process.

- √ The Board received the 3rd quarter financial reports and the projected FY 20-21 year-end fiscal report.
- The Board received several verbal updates from staff.

All Board meeting documents are on the CALAFCO website.

CALAFCO Administrative Update

The 2021-22 CALAFCO Membership Directory is out! Each LAFCo received their requested number of hard copy directories and each Associate Member also received a copy. There is an electronic version of the Membership Directory on the CALAFCO website.



CALAFCO Legislative Update



What an interesting and busy legislative year this is turning out to be! CALAFCO is sponsoring the 2021 Assembly Local Government Committee (ALGC) Omnibus bill, AB 1581. This year's Omnibus contains a record number of items, totaling 13. Six of the items came from member LAFCos and seven from the protest provisions rewrite working group (deleting obsolete

provisions). CALAFCO is currently tracking 32 bills, has a formal position on 9, and has been actively engaged on amendment negotiations for 10 bills.

This year there seems to be a number of bills addressing the same issue by several different authors, who, at the beginning of the year, did not appear to be talking with each other. The primary topics include COVID relief, wildfire prevention, climate resilience, homelessness and affordable housing, bridging the equity divide and transparency and public participation.

To complicate matters, the Legislature is still meeting under COVID restrictions with the majority of their staff working remotely. There are only a handful of meeting rooms in the Capitol that allow for social distancing, so the number of committee meetings have been reduced and the timeframe condensed.

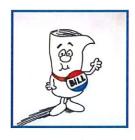
Here are a few of the bills of importance we are tracking or working on:

- ✓ AB 339 (Lee) CALAFCO Watch Open meetings. Requirements recently drastically amended and narrowed the scope to now apply only to cities and counties with a population over 250,000 with a sunset of 12-31-23 (requirements no longer applies to LAFCo).
- ✓ AB 1195 (C. Garcia) CALAFCO Watch With Concerns Drinking water. Creates the So LA County Human Rights to Water Collaboration Act and gives the Water Board authority to appoint a Commissioner to oversee the Central Basin Municipal Water District.
- ✓ SB 403 (Gonzalez) CALAFCO Oppose Unless Amended

 Drinking water consolidation. Authorizes the Water
 Board to order consolidation where a water system
 serving a disadvantaged community is an at-risk water
 system, as defined, or where a disadvantaged
 community is substantially reliant on at-risk domestic
 wells, as defined. Two of our three requested
 amendments have been taken (define "at risk" and put
 a cap on the number of users to be added to the
 subsuming system). The third request to add GSAs to
 the list of entities the Board must consult with has not
 yet been taken.

The last day for all policy committees to pass bills originating in their house was May 14. With one additional week for fiscal committees to pass bills to the respective floors, the Legislature will spend the last several weeks of May focusing on passing bills to the other house and the first part of June negotiating last minute budget deals for the June 15 budget passage deadline.

All bills being tracked by CALAFCO can be found on the CALAFCO website inside the Legislation section of the site (log in with your member id first to access this section). CALAFCO's position on all bills is reflected there, and any letters issued by CALAFCO are posted. The CALAFCO Legislative Committee meets regularly and all meeting materials are located in the Legislation section of the CALAFCO website.



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CALAFCO Associate Members' Corner



This section is dedicated to highlighting our Associate Members. The information below is provided to CALAFCO by the Associate member upon joining the Association. All Associate member information can be found in the CALAFCO Member Directory.

Cucamonga Valley Water District

The Cucamonga Valley Water District has been a Silver Associate Member since 2014. Formed in 1995, the district provides water and wastewater service to 200,000 customers in a 47 square mile

Cucamonga Valley Water District

Service Beyond Expectation

area. The district has a mission of providing high quality, reliable water and wastewater service while practicing good stewardship of natural and financial resources. CVWD's water supply is comprised of two main sources: groundwater and imported water. Supplemented by surface water, recycled water and water conservation, the district's average daily demand is 43 million gallons. For more information on the district, contact Cindy Cisneros at cindyc@cvwdwater.com or visit their www.cvwdwater.com.

P. Scott Browne

Scott Browne has been a Silver Associate member since 2007. Scott provides legal services and staff support to various LAFCos throughout the state. He has served as a member of the CALAFCO Legislative Committee for a number of years. To learn more about the services he provides or to contact him, email scott@scottbrowne.com visit his website at www.scottbrowne.com.

E Mulberg & Associates

E Mulberg & Associates has been a Silver Associate Member since 2011. Services offered include Municipal Service Reviews, Sphere of Influence updates, changes in organization, staff reports, CEQA analysis, and assistance with applications to LAFCo. For more information, contact Elliot Mulberg at elliot@emulberg.com or visit their website at www.emulberg.com.

Policy Consulting Associates

A Silver Associate member since 2010, Policy Consulting Associates (PCA) prepares interdisciplinary research studies for LAFCos, councils of government, counties, cities, states, elected representatives and candidates, with an emphasis on MSRs and fiscal studies. The PCA team's combined experience covers the spectrum of governance configurations and alternatives, and runs the gamut of services under LAFCo jurisdiction. For more information on PCA, contact Jennifer Stephenson or Oxana Wolfson at info@pcateam.com, or visit their website www.pcateam.com.

CALAFCO wishes to thank all of our Associate Members for your ongoing support and partnership We look forward to continuing to highlighting you in future Quarterly Reports.

Did You Know??

Meeting Documents Online

Did you know that all CALAFCO Board of Directors and Legislative Committee meeting documents are online? Visit the Boards & Committees pages in the Members Section

of the site. Board documents cover 2008 to present and Legislative Committee documents span 2007 to present.

CALAFCO Webinars & Courses Archived

Did you know that all CALAFCO Webinar recordings on archived on the CALAFCO website and available at no cost for on-demand viewing? Visit the CALAFCO website in the CALAFCO Webinars section (log in as a member first).

Certificate of Recognition Program



Did you know that CALAFCO has a Certificate of Recognition Program and offers it at no cost to our members (both LAFCo Associate members)? The program has been in place several years and while a few of you utilize this

service, most of you do not. For details, visit the CALAFCO website in the Member Services Section and upload the program packet or contact the CALAFCO Executive Director.

Mark Your Calendars For These **Upcoming CALAFCO Events**

- CALAFCO Legislative Committee virtual meeting - 6/18
- CALAFCO Legislative Committee virtual meeting - 7/23
- CALAFCO Board of Directors virtual meeting 7/30

The CALAFCO 2021 Calendar of Events can be found on the CALAFCO website.

