

Les Baugh  
County Member

Irwin Fust  
Special District Alternate

Larry Farr  
City Member

Pam Giacomini  
County Member Alternate

James Yarbrough  
City Member

Brenda Haynes  
Special District Member



Rick Bosetti  
City Member Alternate

David Kehoe  
County Member

Stephen Morgan  
Special District Member

Dick Fyten  
Public Member

Bob Richardson  
Public Member Alternate

Jan Lopez  
Executive Officer

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**DRAFT MINUTES**  
**Commission Meeting December 4<sup>th</sup>, 2014**  
**Shasta Lake City Council Chambers**

*(These minutes are not intended to be a verbatim transcription of the proceedings and discussion associated with the business on the Commission's agenda; rather, what follows is a summary of the order of business and general nature of testimony, Commission deliberation, and action taken.)*

**1. CALL TO ORDER**

a. Chairman Morgan called the meeting to order at 9:01 a.m. at the Shasta Lake City Council Chambers, 4488 Red Bluff Street, Shasta Lake, California.

**Present:** Chairman Morgan, Vice-Chairman Farr, Commissioners Baugh, Fyten, Kehoe, Yarbrough, Alternate Commissioner Fust. Alternate Commissioner Richardson was present in the audience.

**Staff Present:** Executive Officer Jan Lopez, Attorney Jim Underwood, Manager Kathy Bull, Clerk Linda Romig.

**Absent:** Commissioner Haynes.

b. Alternate Commissioner Fust led the Pledge of Allegiance.

**2. PUBLIC COMMENT**

Eric Cassano, a resident of Shasta Lake City shared his concerns about conflicting information he received regarding the sphere of influence for the City of Shasta Lake that would include the Moody Flats quarry project. Commissioner Baugh confirmed the map was adopted by the Commission in a previous meeting.

**3. ADOPTION OF AGENDA**

a. Additions/Changes to the Agenda – No changes were presented.

**Motion** to adopt the agenda was presented by Commissioner Baugh, seconded by Commissioner Yarbrough and passed unanimously by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough

**Noes:** None

**Abstain:** None

**Absent:** Haynes

b. Business/Campaign Conflict Disclosures – No conflicts were disclosed.

**4. SPECIAL PRESENTATIONS**

None provided.

**5. CONSENT CALENDAR**

## a. Approval of Minutes

- 1) November 6, 2014 Meeting
- 2) November 20, 2014 Meeting

## b. Financial Status Reports

- 1) Budget v. Actual
- 2) Financial Statement
- 3) Balance Sheet

## c. Notification/Status of pending and/or new applications

Provided as informational only:

- 1) #2012-03 – Mayers Memorial HD/Annexation #1 – circulated to agencies
- 2) #2013-03 – Mountain Gate CSD/Union School Road Reorganization – awaiting completion of Property Tax Exchange agreement
- 3) #2013-04 – Deschutes Reorganization – applicant requested LAFCO delay filing notice of completion; project in abeyance, waiting submittal of final documents and fees
- 4) #2014-01 – Shasta CSD/Foxwood #2 Reorganization – circulated to agencies
- 5) #2014-02 – Burney WD/Highmark Annexation – circulated to agencies

Approval of Minutes items 1) November 6, 2014 meeting and 2) November 20, 2014 meeting was pulled from the consent calendar to be approved separately due to absences from those meetings.

**Motion** to approve the Consent Calendar with the removal of November 6<sup>th</sup> and November 20<sup>th</sup> meeting was presented by Commissioner Baugh, seconded by Commissioner Kehoe and passed unanimously by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough  
**Noes:** None  
**Abstain:** None  
**Absent:** Haynes

With regard to the November 20, 2014 Commission meeting:

**Motion** to approve the November 20, 2014 minutes was presented by Alternate Commissioner Fust, seconded by Commissioner Yarbrough and passed by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Yarbrough  
**Noes:** None  
**Abstain:** Morgan  
**Absent:** Haynes

With regard to the November 6, 2014 Commission meeting:

**Motion** to approve the November 6, 2014 minutes was presented by Commissioner Baugh, seconded by Commissioner Yarbrough and passed by the following votes:

**Ayes:** Baugh, Farr, Fyten, Kehoe, Morgan, Yarbrough  
**Noes:** None  
**Abstain:** Fust  
**Absent:** Haynes

**6. PAYMENT OF CLAIMS FY 2013-2014**

Consulting Services Claims was removed as an agenda item.

**7. CORRESPONDENCE**

None provided.

**8. SCHEDULED PUBLIC HEARINGS**

- a. Executive Officer report re scheduled hearings

Brief information regarding the start of the County Service Area studies was provided.

- b. Continued SOI/MSR Update Hearings – No continued hearings were scheduled.

- 1) CSA #3 - Castella

Ms. Lopez briefly described the Sphere of Influence boundaries. Commissioner Baugh noted the need to provide corrected fiscal information on the report, which shows same information on Crag View report.

Alternate Commissioner Fust questioned the information regarding a Community Advisory Board meetings.

Public hearing was opened to the public. Pat Minturn, Shasta County Public Works Director stated French Gulch is the only CSA which has an Advisory Board and meet bi-annually. Castella, Crag View, and Palo Cedro do not have an Advisory Board. Hearing was closed to the public.

**Motion** to approve the Municipal Service Review and Sphere of Influence for County Service Area #3 – Castella was presented by Commissioner Baugh, seconded by Alternate Commissioner Fust and passed unanimously by the following votes:

- Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough
- Noes:** None
- Abstain:** None
- Absent:** Haynes

- 2) CSA #23 – Crag View

Ms. Lopez briefly described the boundary area within the Sphere of Influence. Commissioner Fyten questioned when the last rate change occurred.

Public hearing was opened to the public and with no comments, public hearing was closed.

**Motion** to approve the Municipal Service Review and Sphere of Influence for County Service Area #23 – Crag View was presented by Commissioner Kehoe, seconded by Commissioner Farr and passed unanimously by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough

**Noes:** None

**Abstain:** None

**Absent:** Haynes

3) CSA #8 – Palo Cedro

Ms. Lopez briefly spoke about the formation of County Service Area #8. Commissioner Farr had questions regarding the boundary area and asked if the water supply was solely from a well. Pat Minturn, Shasta County Public Works Director provided some history regarding the sewer service and informed the Commissioner the water supply does come from a single well.

Public hearing was opened to the public. Commissioner Fyten asked who the regulatory agency that oversees the water system was. Mr. Minturn responded that the drinking water section was transferred to the State Water Resources Control Board.

Commissioner Fust stated an exhibit within the report was incorrect. Public hearing was closed to the public.

**Motion** to approve the Municipal Service Review and Sphere of Influence for County Service Area #8 – Palo Cedro was presented by Commissioner Baugh, seconded by Commissioner Fyten and passed unanimously by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough

**Noes:** None

**Abstain:** None

**Absent:** Haynes

4) CSA #11 – French Gulch

Ms. Lopez provided brief information regarding the current Sphere of Influence.

Commissioner Fust stated an exhibit within the report was incorrect. Commissioner Fyten had questions regarding water right. The public hearing was open to the public. Pat Minturn answered questions regarding a water right dating back to pre-1914.

Commissioner Baugh asked for a Point of Order regarding the opening and closing of public hearings.

**Motion** to approve the Municipal Service Review and Sphere of Influence for County Service Area #11 – French Gulch was presented by Commissioner Yarbrough, seconded by Alternate Commissioner Fust and passed unanimously by the following votes:

**Ayes:** Baugh, Farr, Fust, Fyten, Kehoe, Morgan, Yarbrough

**Noes:** None

**Abstain:** None

**Absent:** Haynes

**9. NEW BUSINESS**

- a. Renew Building Rental Agreement

Mr. Underwood explained LAFCO is still in the process of negotiating the rental agreement.

**10. OLD BUSINESS**

- a. Continued, non-hearing related matters - None provided.
- b. Commission Committee Reports
  - 1) Fiscal Committee – No report was provided.
  - 2) Executive Committee Report – Chairman Morgan reported back for the Executive Committee meeting, the LAFCO Commission meeting agenda is the result of the meeting.
  - 3) Next Committee Meetings
    - i. The next Executive Committee meeting will be held at 3:00 p.m. on December 11, 2014 at the Shasta LAFCO office.
    - ii. Chairman Morgan was not aware a meeting was scheduled for January 8<sup>th</sup>, and asked Ms. Lopez for clarification. Ms. Lopez stated if there was a need for the meeting on January 8<sup>th</sup>, then December 29<sup>th</sup> would be the date the Fiscal Committee would meet at 10:00 a.m. and the Executive Committee would meet at 3:00 p.m. with both meetings located at the Shasta LAFCO office. It was noted Commissioner Baugh would not be available on December 29<sup>th</sup> due to the holidays.

**11. EXECUTIVE OFFICER REPORT**

- a. Administrative & Operations

Ms. Lopez provided a chart updating the completion of the MSR/SOI studies discussing the contents of the chart.

- b. Master MSR/SOI Study Update

There was further discussion regarding the updates on the studies.

- c. Update on Processes for Release of Reports to the Public

Mr. Underwood provided information regarding a lawsuit and the process of completion of studies to adhere to the finding in the lawsuit.

- d. Response to Certain Comments

Commissioner Baugh shared concerns regarding whether or not Chief Hebrard was aware his previous comments were to be discussed and asked that this item be tabled. Mr. Underwood said it was the Commissions discretion to table for future discussion.

The consensus of the Commission was to withhold discussion until Chief Hebrard was notified of discussion.

**12. CLOSED SESSION**

None scheduled.

**13. COMMISSIONER ANNOUNCEMENTS**

Commissioner Fyten stated he would not be in town for a December 29<sup>th</sup> Fiscal Committee meeting. Chairman Morgan passed out a flyer regarding a chili cook off in the City of Shasta Lake in honor of the Fire Chief moving up to Burney, and announced the lighting of the Christmas tree in front of the fire house.

**14. STAFF ANNOUNCEMENTS**

a. Conferences, meetings, and events of interest to Commissioners

On Monday, December 8<sup>th</sup>, Chairman Morgan, Ms. Lopez and Mr. Underwood will be attending a conference regarding LAFCO and the Law.

b. Next Meeting will be held on December 18, 2014 at 9:00 a.m. in the Redding City Council Chambers.

c. Future Proposed Agenda Items

1) Continuation of MSR/SOI reviews – No information provided.

2) Presentation of applications as they mature to hearing stage – None provided.

**15. ADJOURNMENT OF MEETING**

There being no further business, Chairman Morgan adjourned the meeting at 10:12 a.m.

ATTEST:

APPROVED:

\_\_\_\_\_  
Kathy Bull  
Acting Clerk to the Commission

\_\_\_\_\_  
Stephen Morgan  
Chairman

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_