

**BUTTE LOCAL AGENCY FORMATION COMMISSION  
Minutes of April 1, 2010**

**1. Call to Order**

Chair Leverenz called the meeting to order at 9:00 a.m., on April 1, 2010, in the Butte County Board of Supervisors Chambers, 25 County Center Drive, Oroville, California.

**1.1 Roll Call**

**Present:** Commissioners Lotter, Duncan, Connelly, Sweany, Frith, Dolan and Chair Leverenz.  
Alternate Commissioners Steel & Gill

**Absent:** Commissioner Dolan and Alternate Commissioners Yamaguchi and Holcombe

**Others Present:** Stephen Lucas, LAFCO Executive Officer  
Stephen Betts, LAFCO Deputy Executive Officer  
Jill Broderson, LAFCO Management Analyst  
Joy Stover, LAFCO Commission Clerk  
P. Scott Browne, LAFCO Legal Counsel

**2. Consent Agenda**

**2.1 Approval of the Minutes of March 4, 2010**

**2.2 Notification of Automatic Renewal of Executive Officer's Contract**

**2.3 10-04 – City of Biggs – B Street Annexation No. 1**

Chair Leverenz asked if anyone would like any item pulled from the consent agenda. Commissioner Connelly asked to have Item 2.2 pulled from the consent agenda.

**Commissioner Lotter made a motion to approve the consent agenda. The motion was seconded by Commissioner Duncan.**

**The motion was carried by the following vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Sweany, Frith, and Chair Leverenz  
**NOES:** None

**ABSENT:** None  
**ABSTAINS:** Commissioner Dolan

Commissioner Dolan arrived at 9:02 a.m.

### **3. NOTICED PUBLIC HEARINGS –**

#### **3.1 Review and Consideration of Proposed Budget for FY 2010/11**

Steve Lucas stated staff met with the Special District's Association which provided a letter stating they have no issues with the proposed budget. Steve Lucas stated staff also met with representatives from the County and were told the proposed budget seemed reasonable and appropriate.

Greg Steel, LAFCo Alternate asked if it was decided to decrease the workload for one staff member and increase the workload of another if the Commission would be notified. Steve Lucas stated in the past this was at the discretion of the Executive Officer and this could be reported on the quarterly financial statement submitted to the Commission.

Chair Leverenz stated if staff is going to change the furlough percentages per employee as listed on the proposed budget, this needs to be brought back to the Commission for review.

Roger Frith stated from his perspective he does not support the idea of increasing the salary and travel areas and then furlough the employees as a way to balance it.

There was discussion on travel and salary related increases and what those numbers reflect.

Chair Leverenz opened the item to the public. No response received, public portion was closed.

Commissioner Lotter made a motion to approve the Proposed Budget and continue this item to the May 6, 2010 meeting for final adoption. The motion was seconded by Commissioner Sweany.

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Sweany, Dolan and Chair Leverenz  
**NOES:** Commissioner Frith  
**ABSENT:** None  
**ABSTAINS:** None

### **4. REGULAR AGENDA**

#### **4.1 Items Removed from the Consent Agenda –**

**Notification of Automatic Renewal of Executive Officer's Contract**

There was discussion regarding changing the contract from a 1 year automatic renewal to a three year automatic renewal and allowing for an annual evaluation.

Commissioner Connelly made a motion to adopt Resolution No. 14 2009/10 approving a Contract Amendment resetting the contract term from an annual term to a three year term with an annual evaluation. The motion was seconded by Commissioner Lotter.

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Sweany, Frith, Dolan and Chair Leverenz

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

#### **4.2 Consideration of Amendments to the Commission's Policies Related to the Processing of Sphere of Influence Proposals.**

Steve Lucas, LAFCo Executive Officer, summarized the staff report and went over the changes made at the March LAFCo meeting. Steve Lucas mentioned the timeframes for the development horizons and the letter received from the Special District's Association in favor of the Policy changes.

Chair Leverenz opened the item for public comment. Seeing none, the item was closed to the public.

Commissioner Dolan asked if staff had heard affirmatively from all of our municipalities.

Steve Lucas stated staff has had direct responses back from all five municipalities.

**Commissioner Lotter made a motion to accept the public comments, waive the second reading, direct staff to file a Notice of Exemption and adopt Resolution No. 13 2009/10 approving the proposed policy revisions. The motion was seconded by Commissioner Duncan.**

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Sweany, Frith, Dolan and Chair Leverenz

**NOES:** None

**ABSENT:** None

**ABSTAINS:** None

#### **4.3 Consideration of Amendments to the Commission's Policies Related to the Processing of Extension of Services Proposals.**

Steve Betts, Deputy Executive Officer, stated this is the first reading or we can waive the first reading and this item will be brought back before the Commission in May for final adoption, at which time we will include the environmental findings.

Chair Leverenz opened the item for public comment. Seeing none, the item was closed to the public.

**Commissioner Lotter made a motion to accept public comment, waive the first reading of the proposed revisions and direct staff to provide the proposed amendments to all local agencies for review and comment. Commissioner Connelly seconded the motion.**

**The motion was carried by the following roll call vote:**

**AYES:** Commissioners Lotter, Duncan, Connelly, Sweany, Frith, Dolan and Chair Leverenz  
**NOES:** None  
**ABSENT:** None  
**ABSTAINS:** None

#### **4.4 Wastewater Service Providers – Oroville Region Municipal Service Review Update**

Chair Leverenz opened this item for public comment. Seeing none, the item was closed to the public.

There was discussion on how Oroville area applications could be impacted.

Steve Betts stated since the MSR was finished back in October 2009 the City of Oroville has had approximately 4 or 5 Sanitary Sewer Overflows in their collections system. The overflows were not at the treatment plant, they were within the City's collection system. All these overflows have been reported to the Regional Water Quality Control Board.

The SC-OR entities' progress report was taken under submission.

#### **5. Public Comment on Items not on the Agenda – (none)**

#### **6. Reports and Communications**

##### **6.1 Executive Officer's Report**

Steve Lucas, LAFCo Executive Officer, summarized the Executive Officer's Report and stated the LAFCo Bylaws are currently being updated and will be brought before the Commission for review and consideration in the near future. Chair Leverenz stated when the Draft Bylaws updates are completed, they should be sent to the Commission members for review and consideration and the entire Commission will take them under submission.

Steve Lucas stated we received two fairly significant applications, one for the Richvale Sanitary District and one for the Butte Water District. Both Districts have requested staff update their Municipal Service Reviews and Sphere of Influence Plans which will then lead to annexations for both Districts. Additionally, the City of Gridley will be submitting a request for Sphere Updates in the near future.

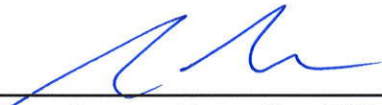
**6.2 Correspondence – None**

**7. ADMINISTRATION – None**

**8. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:42 a.m. to the May 6, 2010 regularly scheduled meeting.

**LOCAL AGENCY FORMATION COMMISSION**



---

**By: Stephen Lucas, Executive Officer**

Minutes prepared by Joy Stover, LAFCO Commission Clerk