

BUTTE LOCAL AGENCY FORMATION COMMISSION
Minutes of July 1, 2010

1. Call to Order

Chair Leverenz called the meeting to order at 9:00 a.m., on July 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, Fichter, Dolan and Chair Leverenz.

Absent: Commissioner Alternate Commissioners Yamaguchi, Schwab & Gill

Others Present: Stephen Lucas, LAFCO Executive Officer
Stephen Betts, LAFCO Deputy Executive Officer
Jill Broderson, LAFCO Management Analyst
Joy Stover, LAFCO Commission Clerk
Marsha Burch, LAFCO Legal Counsel Representative

2. Consent Agenda

2.1 Approval of the Minutes of June 3, 2010

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

The motion was carried by the following vote:

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

NOES: None

ABSENT: None

ABSTAINS: None

3. NOTICED PUBLIC HEARINGS –

3.1 10-05 MS – Review and Consideration of the Public Review Draft Municipal Service Review Update and Sphere of Influence Plan for the Richvale Sanitary District.

Stephen Betts, LAFCo Deputy Executive Officer, provided a PowerPoint presentation.

Commissioner Duncan asked if the California Regional Water Quality Control Board (CRWQCB) will lift their cease and desist order once this is all completed. Steve Betts stated he spoke with the CRWQCB and they stated they are happy with what the district has done so far to mitigate the I&I problems, but they are not in any hurry to lift the order as it gives them a little more control.

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

Commissioner Lotter made a motion to approve the LAFCo staff recommendation and adopt Resolution No. 16 2009/10. The motion was seconded by Commissioner Connelly.

The motion was carried by the following roll call vote:

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

4. REGULAR AGENDA

4.1 Items Removed from the Consent Agenda – None

4.2 10-05 – Richvale Sanitary District – Lundberg Annexation No. 1

Stephen Betts stated since the MSR Update & Sphere of Influence Plan has been approved, staff is recommending the five parcels be annexed into the District.

Chair Leverenz asked whether one of the parcels on the west side shown on the map was currently receiving sanitary services. Steve Betts stated the parcel is vacant land, is not currently receiving sanitary services and the landowner showed no desire to annex at this time.

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

Commissioner Lotter made a motion to approve the LAFCo staff recommendation and adopt Resolution No. 17 2009/10. The motion was seconded by Commissioner Connelly.

The motion was carried by the following roll call vote:

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

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.

Steve Lucas asked the Commission if any of the Commissioners are interested in seeking a seat on the CALAFCO Board. Commissioners Connelly and Duncan stated they would like to run again for a seat on the Board. The Commission authorized the Executive Officer to complete and sign the necessary nomination forms.

The Commission agreed to cancel the August 5, 2010 LAFCo Meeting.

An update to the Chico Urban Area Nitrate Compliance Plan was provided. Steve Lucas stated staff is working with the City of Chico to develop a comprehensive list of landowners wanting sewer services and develop a comprehensive extension contract that will cover all the parcels.

Chair Leverenz stated he would like to alert the Commission that he was approached by a representative of the Oro-Bay Development project and they apparently are working on a development agreement with the City of Oroville. The Commission may be seeing an application for this project soon.

Steve Lucas stated SC-OR provided LAFCo a deposit of \$5000.00 to apply towards time spent on the TAC meetings and other issues related to the SC-OR MSR. Steve Lucas met with the ODECO and provided them an update on Oroville region sewer issues.

There was discussion regarding AB 853 and the possible outcome of this legislation.

6.2 Correspondence – None

7. ADMINISTRATION – None

8. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:39 a.m. to the September 2, 2010 regularly scheduled meeting.

LOCAL AGENCY FORMATION COMMISSION


By: Stephen Lucas, Executive Officer

Minutes prepared by Joy Stover, LAFCO Commission Clerk