

# Mono County Local Agency Formation Commission

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PO Box 347  
Mammoth Lakes, CA 93546  
760.924.1800, fax 924.1801  
commdev@mono.ca.gov

PO Box 8  
Bridgeport, CA 93517  
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[www.monocounty.ca.gov](http://www.monocounty.ca.gov)

## **AGENDA**

Wednesday, June 7, 2017 – 3 p.m.  
Town/County Conference Room, Minaret Village Mall  
Mammoth Lakes, California

- 1. CALL TO ORDER & PLEDGE OF ALLEGIANCE TO FLAG**
- 2. PUBLIC COMMENT**
- 3. MINUTES:** Review and approve minutes from May 3, 2017
- 4. PUBLIC HEARING:** Consider adoption of 2017-18 Final Budget
- 5. MEMBERSHIP REVIEW:** Update on current membership - Special district election update (nomination letter & ballot send to special districts)
- 6. SPECIAL DISTRICT UPDATE**
  - A. Mosquito Abatement District status
  - B. District options for road improvements in June Lake
- 7. INFORMATIONAL:** Process for adjusting County boundary
- 8. ADJOURN** to next meeting

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## DRAFT MINUTES

May 3, 2017

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**COMMISSIONERS PRESENT:** Bob Gardner & Fred Stump, Mono County; Tom Cage, Special District alternate; Bruce Woodworth, public member; Stephen Kalish, public member alternate.

**STAFF PRESENT:** Scott Burns, executive officer; Gerry Le Francois, principal planner; CD Ritter, secretary

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**1. CALL TO ORDER:** Acting Chair Fred Stump called the meeting to order at 3:08 p.m. in the Town/County Conference Room, Minaret Village Mall, Mammoth Lakes, and attendees recited the pledge of allegiance to the flag.

**2. PUBLIC COMMENT:** None.

**3. MINUTES:**

**MOTION:** Adopt minutes of June 1, 2016, as amended: 1) Item 4, second graph: ~~Woodward~~ Woodworth; 2) Item 6, next-to-last graph: **It is hard to move** forward when legal proceeding is under way. (*Woodworth/Stump. Ayes: 2. Abstain: Gardner & alternates Cage & Kalish. Absent: Brown.*)

**4. PUBLIC HEARING: 2017-18 Preliminary Budget**

Scott Burns indicated State law sets up LAFCOs as independent agencies funded by local governments. In Mono County, funding is apportioned to avoid impacting financially constrained special districts. Costs are borne by Mono County, Town of Mammoth Lakes, and special district remainder shared equally by Southern Mono Healthcare District and Mammoth Community Water District. Burns presented a brief overview of the preliminary budget, noting a maintenance level of staffing by Mono. A possible action in summer would have MCWD annexing Snowcreek. Application fee is about \$500.

Woodworth asked if another annexation were to occur, how budget would change midyear. Burns indicated a budget adjustment could be waived if policies consisted with LAFCO goals, nothing unique. If adjustment were needed, LAFCO would return to funding entities. A strategic reserve? Burns indicated not currently. He could provide expenditures and track LAFCO planning staff hours.

**OPEN PUBLIC HEARING.** No comments. **CLOSE PUBLIC HEARING.**

**MOTION:** Adopt preliminary budget for 2017-18 (*Cage/Gardner. Ayes: 3. Abstain: Alternates Kalish & Cage. Absent: Brown.*)

Create reserve? No.

**5. MEMBERSHIP REVIEW**

**A. Update on current membership:** New commissioner Tom Cage was welcomed as special district alternate.

**B. Election of officers:** Chair Hank Brown (*Cage/Woodworth. Ayes: 5-0.*) Vice-Chair Fred Stump (*Woodworth/Cage. Ayes: 4. Abstain: Alternate Kalish.*)

**C. Initiation of special district election to fill vacant regular special district seat:** A vacancy exists after passing of Commissioner Earl Henderson, who had served as special district regular member and LAFCO chair since 2006. Secretary will mail nomination letter and ballot to each of 21 special districts, requesting return by June 30, 2017.

Imbalance in Mono representation? Burns had considered that in past and sought more representation from North County. Teleconference to Bridgeport if interest is shown up north? Conduct research.

## **6. SPECIAL DISTRICT STUDY UPDATE**

**A. Fire Protection District Consolidation:** The interest had wanted for Mono City and Lee Vining FPDs to merge, but now renewed interest has been shown. A Fire Safe Council was formed, maybe collaborate in that forum. LAFCO would investigate possible merger only if both entities concur. Earlier, Paradise and Wheeler Crest FPDs considered merging, but FSC grant to Wheeler Crest included Paradise, and they're happy to collaborate now.

**B. Hospital District Study status:** A more regional approach would need support from both entities. Court decision of Southern Mono Healthcare District vs. Inyo LAFCO could be appealed. If appealed, Stump suggesting staying out of it, but inviting CEOs of Southern Mono Healthcare District and Northern Inyo Healthcare District, plus executive director of Inyo LAFCO to a future meeting when timing appropriate. \$100,000 study would be funded by involved district for LAFCO consultant/facilitator.

**--- Cage departed at 3:50 p.m. ---**

**7. ADJOURN** at 3:58 p.m. to next meeting: June 7, 2017

*Prepared by CD Ritter, LAFCO secretary*

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## STAFF REPORT

June 7, 2017

**TO:** Mono LAFCO

**FROM:** Gerry Le Francois, Principal Planner  
Scott Burns, Executive Officer

**RE:** 2017-18 FINAL BUDGET

### **RECOMMENDATION**

Following close of the public hearing, adopt the attached final budget for fiscal year 2017-18.

### **BACKGROUND**

In accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH Act), a public hearing is scheduled today to adopt the Preliminary Budget for fiscal year 2017-18. The LAFCO budget must be at least equal to the budget adopted for the previous fiscal year unless the Commission finds that reducing staffing or program costs will still allow the LAFCO to fulfill the purposes and requirements of the Act. The preliminary budget of \$11,582 is the same as last year and reflects a status-quo level of funding.

### **ALTERNATIVE APPORTIONMENT**

The CKH Act establishes methods for apportioning LAFCO staffing and program costs among the County, Town and special districts. The law allows alternative apportionment methods, which Mono LAFCO has used in the past to avoid impacting financially constrained special districts. Prior to using an alternative apportionment method, LAFCO costs were fully borne by the Town of Mammoth Lakes and Mono County. In recent years, the Commission applied an alternative apportionment method consisting of a third from Mono County; a third from the Town of Mammoth Lakes; and a third from special districts, with the special district share funded exclusively from the Southern Mono Healthcare District and the Mammoth Community Water District, rather than from all independent special districts.

The proposed preliminary budget reflects this same alternative budget apportionment method, which consists of a third (\$3,861) from Mono County; a third (\$3,861) from the Town of Mammoth Lakes; and a third (\$3,860) from the special districts. Instead of all independent special districts in Mono County contributing, this alternative apportionment consists of \$1,930 from Southern Mono Healthcare District and \$1,930 from the Mammoth Community Water District.

### **FY 2017-18 FINAL BUDGET**

The attached Final Budget for fiscal year 2017-18 maintains a status-quo funding level. This level of funding has been sufficient for LAFCO activity this past year. Staff activity included:

- consideration of LAFCO policy in county General Plan annual update;
- coordinating with federal, state and local agencies, conservation entities and land owners in planning for open space and agricultural preservation via the ongoing implementation of the Bi-State Action Plan for Sage Grouse;

- based on local interest, continuing discussions on potential district consolidation processes with Lee Vining and Mono City Fire Protection District (FPD) representatives, and monitoring same with the Paradise and Wheeler Crest FPDs;
- assisting County Service Areas in Crowley and Bridgeport on capital programming and project planning;
- reviewing development projects and CEQA documents for potential LAFCO issues;
- considering LAFCO policies in adjusting Community Wildfire Protection Plan (CWPP) project list and in contracting for Hazard Mitigation Plan Update;
- providing staff assistance as needed to the Tri-Valley Groundwater Management District in responding to the Sustainable Groundwater Management Act;
- reviewing plans, such as the Inyo Forest Plan Update, for LAFCO-related issues;
- responding to occasional LAFCO inquiries, such as reviewing process for potential dissolution of the June Lake PUD, and current efforts to initiate an annexation to the Mammoth Community Water District (MCWD); and
- continuing coordination with Inyo LAFCO to examine hospital service issues between the Southern Mono and Northern Inyo healthcare districts.

Anticipated work tasks for 2017-18 include:

- Consider LAFCO policies in updating housing policies and mitigation requirements;
- review LAFCO agriculture preservation policies as a part of a Sustainable Agriculture grant;
- assess water service providers, including irrigation services, as a part of the Walker River Water Transfer Study and EIR;
- continue to provide staff assistance as warranted to the Tri-Valley Groundwater Management District in responding to the Sustainable Groundwater Management Act;
- monitor FPDs reorganization interest, including potential merger of supporting fire districts, as a part of grant-funded community wildfire protection planning and hazard mitigation plan update;
- respond to application activity, including application processing, such as MCWD annexation;
- work with Inyo LAFCO in coordinating health care district service review, if circumstances allow;
- transition supporting staff and work to strengthen coordination with the Agriculture Commissioner on agriculture preservation matters; and
- review plans, projects and environmental documents for LAFCO concerns; and
- respond to occasional inquiries, such as road improvement governmental structure options.

This expected low level of activity, which is similar to last year, is reflected in the attached recommended FY 2017-18 Preliminary Budget.

#### **ATTACHMENT**

- Final FY 2017-18 Budget

**FY 2017-18 Final BUDGET**

<b>Salary and Benefits</b>	\$8,732
<b>Memberships (CALAFCO)</b>	\$850
<b>Office Expense</b>	\$200
<b>Travel and Training</b>	\$1,500
<b>Legal Notices</b>	\$300
<b>TOTAL</b>	<b>\$ 11,582</b>

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May 12, 2017

To: All Independent Special Districts in Mono County

Re: **Nominations for Special District Regular Member for LAFCO**

The Mono County Local Agency Formation Commission invites nominations from your district to fill one regular Special District position on LAFCO. The remainder of the four-year term will run to May 2, 2018. We regret the passing of Commissioner Earl Henderson, who served as a Special District regular member and LAFCO chair since 2006.

The LAFCO meets as needed on the first Wednesday of the month. LAFCO's purposes include discouraging urban sprawl, preserving open space and prime agricultural lands, efficiently providing government services, and encouraging the orderly formation and development of local agencies based upon local conditions and circumstances.

In accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, nominations should be submitted in writing to:

Mono County LAFCO  
PO Box 347  
Mammoth Lakes, CA 93546

The nominations and election process will be conducted by mail. Each Special District may submit nominations in writing. Candidates for these positions must be elected or appointed by Special District officers residing within the county. Nominations must be received at the LAFCO offices by **June 30, 2017**. Nominations received after that date will not be considered.

Once nominations have been received, the Executive Officer will prepare a ballot and mail one copy to each Special District, along with voting instructions. The candidate receiving the highest number of votes will be appointed as a regular member.

Your consideration of potential candidates is appreciated. If you have any questions, please call: CD Ritter, LAFCO secretary; Gerry Le Francois, principal planner; or me at 924-1800.

Sincerely,

Scott Burns  
Executive Officer

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## Nomination for Special District Member

(Commission term expires 05/02/2018)

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Name of nominee \_\_\_\_\_

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Nominating Special District \_\_\_\_\_

Certified by \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_



Mammoth Lakes. The boundaries of the special districts in Mammoth Lakes overlap with each other and with the Town of Mammoth Lakes. The only entity that includes all of the special district boundaries within its boundaries (with the exception of the SMHD) is the Town of Mammoth Lakes.

### **Sphere of Influence Recommendation**

The sphere of influence for the Mammoth Lakes Mosquito Abatement District should be coterminous with the boundaries of the Town of Mammoth Lakes (see Figure 6). Such a sphere of influence recognizes the district's role as the provider of mosquito abatement services for the incorporated area and will enable the district to extend service throughout the incorporated area, to existing and planned developments.

### **Reorganization Recommendation**

Section 56001 of the California Government Code states that:

The Legislature finds and declares that a single multipurpose governmental agency is accountable for community service needs and financial resources and, therefore, may be the best mechanism for establishing community service priorities especially in urban areas. Nonetheless, the Legislature recognizes the critical role of many limited purpose agencies, especially in rural communities. The Legislature also finds that, whether governmental services are proposed to be provided by a single-purpose agency, several agencies, or a multipurpose agency, responsibility should be given to the agency or agencies that can best provide government services.

At some point in the future, the mosquito abatement activities currently provided by the district might best be provided under the authority of the Town of Mammoth Lakes. At that time, the feasibility of such a reorganization should be determined by a reorganization committee consisting of representatives of the district, the Town, and Mono LAFCO. Any reorganization of the Mammoth Lakes Mosquito Abatement District and the Town of Mammoth Lakes should occur only with the concurrence of the Board of Directors of the District and the Mammoth Lakes Town Council.

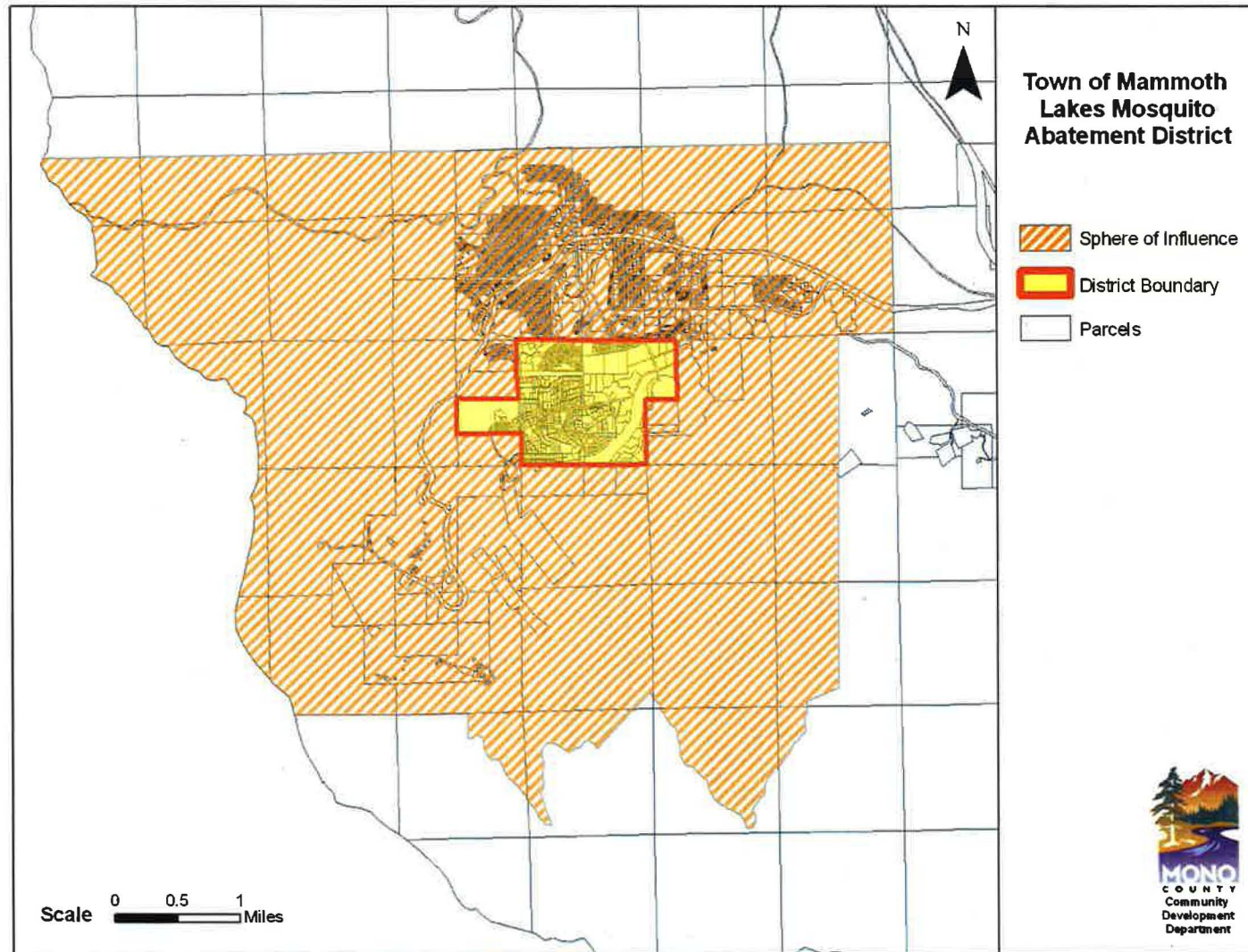


Figure 6 - Mammoth Lakes Mosquito Abatement District Sphere of Influence Boundaries

# Mono County Local Transportation Commission

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May 8, 2017

**To:** Local Transportation Commission

**From:** Scott Burns

**Re:** County Boundary Change (Information only)

## **PROCEDURES FOR CHANGING COUNTY BOUNDARIES**

As follow-up to last month's LTC discussion, the following provides an overview of the process for adjusting county boundaries between two counties, such as for the Reds Meadow area. The Government Code provides for two types of county boundary changes – "minor" and "major." Since the potential areas of adjustment between Mono and Madera counties would be considered a major change, the following describes the process for major changes.

A major change between counties may be initiated by petition or by resolution of the legislative body of either affected county, or of any city within either affected county (Govt. Code §23233). Upon receipt of the certification of a petition, or a certified copy of a resolution, the board of the transferring county must then transmit a copy of the certification or certified resolution to the Governor (Govt. Code §23247).

The Governor shall create a County Boundary Review Commission ("Commission") to review the proposed county boundary change, and appoint five persons to be members of the Commission, two of whom must reside within the territory to be transferred, two must reside within the accepting county, and one shall not be resident of either territory (Govt. Code §23248).

The Commission shall conduct a public hearing to receive information and to hear any protests to the proposed boundary change, or requests for exclusion from the boundary change. Within 180 days, the Commission shall adopt a resolution making its determinations and transmit its report in writing to the board of supervisors of both affected counties (Govt. Code §23264). If the protest threshold is not met, the determinations of the Commission become the terms and conditions for boundary change and are final and binding on both affected counties if both approve the change.

If the proposed territory is inhabited, the board of the transferring county shall order an election be held in the territory proposed to be transferred (Govt. Code §23267).