

# MENDOCINO

## Local Agency Formation Commission

Ukiah Valley Conference Center | 200 South School Street | Ukiah, California 95482  
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### COMMISSIONERS

#### **Tony Orth, Chair**

Brooktrails Township CSD

#### **Scott Ignacio, Vice-Chair**

Point Arena City Council

#### **Gerald Ward, Treasurer**

Public Member

#### **Matthew Froneberger**

Regular Special District

#### **Gerardo Gonzalez**

Willits City Council

#### **Glenn McGourty**

County Board of Supervisors

#### **Maureen Mulheren**

County Board of Supervisors

#### **Jenifer Bazzani, Alternate**

Ukiah Valley Fire District

#### **Richard Weinkle, Alternate**

Public Member

#### **John Haschak, Alternate**

County Board of Supervisors

#### **Mari Rodin, Alternate**

City Member

### STAFF

#### **Executive Officer**

Uma Hinman

#### **Analyst**

Larkyn Feiler

#### **Commission Clerk**

Kristen Meadows

#### **Counsel**

Scott Browne

### REGULAR MEETINGS

First Monday of each month  
at 9:00 AM in the  
Mendocino County  
Board of Supervisors  
Chambers  
501 Low Gap Road, Ukiah

*Approved by Executive Committee September 23, 2021*

## Executive Committee Meeting Minutes

August 10, 2021, 1:00 p.m.

Meeting held remotely via Zoom due to pandemic.

### 1. CALL TO ORDER & ROLL CALL

Chair Orth called the meeting to order at 1:02 p.m.

Members Present: Commissioners Orth and Ward

Staff Present: Executive Officer Hinman, Analyst Feiler, Legal Counsel Browne

### 2. PUBLIC EXPRESSION

Elizabeth Salomone, General Manager of the Mendocino County Russian River Flood Control and Water Conservation Improvement District, provided an update on current activities, resources, and education opportunities related to water supply conditions and conservation efforts in the Ukiah Valley due to forecasted drought conditions.

### 3. MATTERS FOR DISCUSSION & POSSIBLE ACTION

#### 3a) Approval of the March 30, 2021 Executive Committee Minutes

Upon motion by Commissioner Ward and second by Chair Orth, the March 30, 2021 Executive Committee Meeting Minutes were approved unanimously.

Commissioner Ignacio joined the meeting at 1:05 p.m. and had to leave at 1:08 p.m. due to a wildfire emergency evacuation at the Point Arena City Hall.

#### 3b) Drought Emergency Response and Out of Agency Water Transfers

EO Hinman provided a report on drought emergency plans and out of agency water transfers including notice to the Mendocino County Water Agency (MCWA) and special districts in the County. Chair Orth inquired about urgency consideration for the declared drought emergency and EO Hinman explained that local policy allows administrative level approval of applications with ratification at the following Commission meeting. Chair Orth inquired about whether the \$500 application fee was sufficient and EO Hinman explained that the \$500 deposit to cost and agreement to pay form will be sufficient. Commissioner Ward inquired about why the Cities were not sent the notification letter about the LAFCo requirement for determination of exemptions for non-potable water transfers and approval for potable water transfers and EO Hinman explained there was a version control issue with the contact list which has been remedied. Commissioner Ward encouraged LAFCo collaboration with the County Drought Ad Hoc Committee and MCWA, noted the significant increase in water trucks throughout the County and the importance of tracking where water is coming from and where it is going to, and requested an update on the number of Out of Agency Water Transfer permits at the September Commission meeting. Janet Pauli, Chair of the Mendocino County Inland Water and Power Commission, commented that one of the

biggest concerns in the worsening pattern of drought conditions is securing a reliable water source for the future.

### **3c) Applications and Work Load**

EO Hinman and Analyst Feiler provided a report on current workload including applications, Work Plan efforts, and policy updates. Discussion ensued regarding the Ukiah Valley Fire District (UVFD) annexation application and the time sensitive nature of staff efforts to try and complete the process by the December 1<sup>st</sup> State Board of Equalization deadline for the UVFD special taxes to take effect in Fiscal Year 2022-23, and the Commissioners recognized the importance of streamlining the concurrent MSR/SOI Update process and potentially scheduling a special meeting for consideration of the application. Further discussion ensued regarding a recent letter LAFCo sent to the County Board of Supervisors regarding the County Service Area 3 Benefit Zone Pilot Program for Sherwood Road and next steps for activating latent powers, including researching Sonoma County CSA 40 and 41 as recommended by Chari Orth; on-going meetings with the City of Ukiah and Ukiah Valley Sanitation District (UVSD) to plan next steps for moving forward with the consultant prepared MSR/SOI Update process; and new applications including the pending Elk Community Services District Activation of Latent Powers for Wastewater Services and inquiries received related to potential activation of latent powers for the Caspar South Water District, and potential creation of a park and recreation district near the Town of Mendocino and a second Grand Jury Report released on the Mendocino Coast Recreation and Park District. Commissioner Ward inquired about whether the RFP Ad Hoc Committee was dissolved and EO Hinman confirmed that it was replaced by the Work Plan Ad Hoc Committee.

### **3d) Anticipated Expiration of State Executive Order N-29-20**

The Committee discussed the September 30, 2021 scheduled expiration date of State Executive Order N- 29-20 and directed staff to research the County Board of Supervisors approach for an in-person/remote participation hybrid model.

## **4. EXECUTIVE OFFICER REPORT**

EO Hinman reported that the early bird registration for the CALAFCO Annual Conference in the fall ends on August 30th and she has only received interest to attend from Commissioner Mulhern to date and September 7th is the deadline for designating a voting delegate for the CALAFCO Annual Membership Meeting. Chair Orth designated Commissioner Mulhern as the voting delegate for the 2021 CALAFCO Conference and designated the alternate voting delegate as the next Commissioner to sign-up for attending the conference. Commissioner Ward expressed interest in attending if newer Commissioners are not interested in attending. EO Hinman also reported that CALAFCO is currently hosting a training series, staff efforts to add functionality to the LAFCo website including a list of special district websites and a link to the July 13, 2021 KZYX interview with Citizen U host Mari Rodin and EO Hinman. Commissioner Ward noted that the radio interview was very well done, and encouraged all Commissioners to listen to it, and also requested a summary of the Best Best & Krieger White Paper on The Metamorphosis of Special Districts at the September Commission meeting.

[https://calafco.org/sites/default/files/documents/Metamorphosis%20of%20Special%20Districts%20White%20Paper\\_Updated%20Feb%202015.pdf](https://calafco.org/sites/default/files/documents/Metamorphosis%20of%20Special%20Districts%20White%20Paper_Updated%20Feb%202015.pdf)

## **5. CLOSED SESSION**

### **5a) Conference with Legal Counsel – Potential for Exposure to Litigation; 1 case**

A conference with Legal Counsel was not held.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 2:05 p.m. by motion from Commissioner Orth.