

Patrick Jones
County Member

Pamelyn Morgan
City Member

Stan Neutze
City Member

Michael Dacquisto
City Member Alternate

Irwin Fust
Special District Member

Mary Rickert
County Member Alternate

Vacant
Special District Member



Larry Russell
Public Member

Kevin W. Crye
County Member

Fred Ryness
Special District Alternate

Agenda Item 5.b.

Katharine Ann Campbell
Public Member Alternate

George Williamson
Executive Officer

James M. Underwood
General Counsel

Kathy Bull
Manager

MINUTES

Regular Commission Meeting December 1, 2022
City of Anderson Council Chambers
1887 Howard Street, Anderson, California

(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 Fust called the meeting to order at 9:00 a.m. in-person at the City of Anderson Council Chambers.

Present: Chairman Fust, Vice-Chairman Neutze, Commissioners Chimenti, Dacquisto, Haynes, Jones, and Russell. Alternative Commissioners Rickert and Ryness were in the audience.

Staff Present: Executive Officer George Williamson, General Counsel Jim Underwood, and Office Manager Kathy Bull.

Absent: Alternate Commissioners Campbell and Morgan

- b. Commissioner Brenda Haynes led the pledge of Allegiance.

2. PUBLIC COMMENT

Beverly Fickes, Director Elect for Clear Creek Community Services District shared with the Commission that an audit was recently received from the district and should be available for LAFCO to utilize for updating a Municipal Services Review.

3. AGENDA ADOPTION

- a. Agenda Additions/Changes
No changes were provided.
- b. Business/Campaign Conflict Disclosure
No conflicts were provided.

4. SPECIAL PRESENTATIONS

- a. Presentation of Certificate of Recognition for Brenda Haynes.
Chair Fust presented a Certificate of Recognition to Brenda Haynes for her sixteen years of service to the Commission.
- b. Presentation of Certificate of Recognition for Joe Chimenti.
Chair Fust presented a Certificate of Recognition to Joe Chimenti for his years of service to the Commission.

5. CONSENT CALENDAR

- a. Minutes from October 6, 2022 Commission Meeting.
- b. Fiscal Information – September-October 2022; bank statements, reconciliations, and disbursements
- c. Regular Commission 2023 Meeting Schedule

Motion to approve consent calendar was presented by Commissioner Russell, seconded by Commissioner Neutze, and passed by the following votes:

Ayes: Chimenti, Dacquisto, Jones, Neutze, Russell

Noes: None

Abstain: Fust, Haynes

Absent: None

6. CORRESPONDENCE

- a. SDRMA – President’s Special Acknowledgement Award – Property/Liability
Mr. Williamson provided information regarding LAFCO not having any claims towards liability insurance provided by SDRMA,

7. SCHEDULED PUBLIC HEARINGS

- a. City of Redding Draft Municipal Service Review/Sphere of Influence Update - California Environmental Quality Act (CEQA) Review.
Mr. Williamson gave information regarding a recent Court decision changed how CEQA decisions are agendized and was recently determined that the Brown Act requires that CEQA decisions must be listed as on the meeting agenda at least 72 hours prior to the meeting. He recommended to include the exemption finding in Resolution 2022-17 City of Redding MSR/SOI Update.

Chair Fust opened the public hearing. Beverly Fickes asked what the findings were and Mr. Williamson said he would respond under Agenda Item 7.b. Chair Fust closed the public hearing.

Motion to approve City of Redding CEQA was presented by Commissioner Jones, seconded by Commissioner Haynes, and passed by the following votes:

Ayes: Chimenti, Dacquisto, Fust, Haynes, Jones, Neutze, Russell

Noes: None

Abstain: None

Absent: None

- b. City of Redding Draft Municipal Service Review/Sphere of Influence Update.
Mr. Williamson discussed the staff report referring to the staff’s proposal to include the Wooded Acres Subdivision in the Sphere of Influence Update (SOI). He stated it was a unique circumstance with municipal services. There are multiple jurisdictions, City of Redding, City of Anderson and Shasta County. The City of Redding is not in agreement with this portion of the SOI update.

The Commission questioned if the City Council had the final decision regarding Wooded Acres, and Mr. Williamson said LAFCO has the authority to set the SOI boundary as a Commission action. Commissioner Russell provided insight on the SOI updates. Commissioner Neutze objected to the boundary by highway 273.

Chair Fust opened the public hearing. Tiffany Lightle, City of Redding associate planner, objects to the SOI as stated because it would put an undue cost on the homeowners in that area to update the infrastructure. The wells are failing and the infrastructure is not adequate enough to serve the homeowners. Mr. Williamson responded saying if there was an annexation, there would be an obligation to the City, but the proposed update to the SOI would show issues for potential services that need to be planned for.

Commissioner Jones asked if the City of Redding did not want this area to be included in the SOI what would be the response from the City of Anderson. Peter Wickenheiser, City of Anderson Deputy Public Works Director stated the City of Anderson had no desire to include Wooded Acres in their SOI because they would not be able to tie the water system back into their pressure zone. He also

reminded the Commission that back in the 1980's the City of Redding annexed the area Wooded Acres North. He also explained the water service via City of Redding and two wells located in the area along with jurisdictions which included lack of access to a property easement.

Sean O'Hare CAL Fire Unit Chief provided information on the various contracts with different fire agencies that service the area and wanted to know who would pay for the water cost. Chair Fust said there are no changes for services at this time, only the boundary area. Chair Fust closed the public hearing.

There was Commission discussion regarding corrections to be made in the report.

Motion to approve City of Redding MSR/SOI by Resolution 2022-17 with the exception of area down south on highway 273 (via map) was presented by Commissioner Neutze, seconded by Commissioner Russell, and passed by the following votes:

Ayes: Chimenti, Dacquisto, Fust, Haynes, Jones, Neutze, Russell

Noes: None

Abstain: None

Absent: None

8. NEW BUSINESS

- a. Protest Proceedings – November 29, 2022 Hearing #1: Shasta Community Services District (CSD) Fire Services Divestiture and Successor Agency Designation

Mr. Williamson provided information on the Protest Hearing held by the Shasta LAFCO Executive Officer on November 29, 2022 regarding the Shasta CSD divestiture and successor agency designation. There was a 30-day reconsideration period after the October 6, 2022 meeting with no requests for reconsiderations. There were no protests received verbally or written and staff recommended approval of the outcome.

Motion to approve Divestiture of Fire Services by Resolution 2022-18 was presented by Commissioner Neutze, seconded by Commissioner Russell, and passed by the following votes:

Ayes: Chimenti, Dacquisto, Fust, Haynes, Jones, Neutze, Russell

Noes: None

Abstain: None

Absent: None

- b. Protest Proceedings – Hearing # 2 Shasta Fire Protection District (FPD) Formation

Mr. Williamson provided information on the Protest Hearing held by the Shasta LAFCO Executive Officer on November 29, 2022 regarding the Shasta Shasta Fire Protection District (FPD) Formation. There were no protests received verbally or written and staff recommended approval of the outcome.

Motion to approve Shasta Fire Protection District Formation by Resolution 2022-19 was presented by Commissioner Chimenti, seconded by Commissioner Neutze, and passed by the following votes:

Ayes: Chimenti, Dacquisto, Fust, Haynes, Jones, Neutze, Russell

Noes: None

Abstain: None

Absent: None

- c. Commission Member Term/Update – Special District Seat Vacancy

Ms. Bull provided information on both the expiring terms for the Public Member Alternate and Special District Regular Member – Seat 2. Staff recommended the Commission approve proceeding in accepting applications from the general public for the Public Member Alternate and to proceed with the election schedule provided in the written staff report.

Motion to approve Commission was presented by Commissioner Haynes, seconded by Commissioner Jones, and passed by the following votes:

- Ayes:** Chimenti, Dacquist, Fust, Haynes, Jones, Neutze, Russell
- Noes:** None
- Abstain:** None
- Absent:** None

9. OLD BUSINESS

- a. Invoices from Planwest Partners, George Williamson for September-October 2022

Motion to approve Planwest Partners invoices was presented by Commissioner Chimenti, seconded by Commissioner Haynes, and passed by the following votes:

- Ayes:** Chimenti, Dacquist, Fust, Haynes, Jones, Neutze, Russell
- Noes:** None
- Abstain:** None
- Absent:** None

10. EXECUTIVE OFFICER REPORT

- a. Application received regarding Wooded Acres Water Service Extension
Mr. Williamson provided information on the application received by the City of Anderson for water service extension for the Wooded Acres Subdivision. The County has provided a letter regarding a health and safety risk. Staff received property owner consent forms and a notice of filing will be completed as application is determined complete. A hearing date will be set soon for this application.

11. CLOSED SESSION

No closed session was scheduled.

12. COMMISSIONER ANNOUNCEMENTS

Commissioner Haynes said she has enjoyed with the Commission and staff. Chair Fust said he would miss Commissioner Haynes. Commission Russell thanked George Williamson for the work he has done. Commissioner Chimenti thanked the Commissioner for the opportunity to serve. Commissioner Jones sent good wishes to Commissioner Chimenti and Haynes for their future endeavors.

13. STAFF ANNOUNCEMENTS

The next regular meeting is scheduled for Thursday, February 2, 2023, at 9:00 a.m. with the location to be announced. There is a possibility of a January special meeting.

14. ADJOURNMENT

There being no further business, Chairman Fust adjourned the meeting at 10:16 a.m.

ATTEST:

APPROVED:

 Kathy Bull
 Acting Clerk to the Commission

 Irwin Fust
 Chairman

DATE: _____

DATE: _____