

# Local Agency Formation Commission OF KINGS COUNTY

CITY MEMBERS	COUNTY MEMBERS	PUBLIC MEMBERS
Sid Palmerin	Joe Neves - Chair	Dan Chin
Justin Mendes	Doug Verboon – Vice Chair	Vernon Costa, Alternate
Ray Madrigal, Alternate	Richard Valle, Alternate	
Greg Gatzka, Executive Officer, (559) 852-2682		

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Community Development Agency at (559) 852- 2680 by 4:00 p.m. on the Monday prior to this meeting.*

*Agenda backup information and any public records provided to the Commission after the posting of the agenda for this meeting will be available for public review at the Kings County Community Development Agency, 1400 W. Lacey Blvd., Hanford, CA 93230.*

## AGENDA

**REGULAR MEETING DATE AND TIME:  
Wednesday, February 28, 2018 at 3:00 P.M.**

The Local Agency Formation Commission of Kings County Regular Meetings are held in the Board of Supervisors Chambers in the Administration Building (Bldg. No. 1) of the Kings County Government Center located at 1400 West Lacey Blvd., Hanford, CA.

### **I. CALL MEETING TO ORDER – Chairman**

#### **A. Unscheduled Appearances:**

Any person may address the Commission on any subject matter within the jurisdiction or responsibility of the Commission at the beginning of the meeting; or may elect to address the Commission on any agenda item at the time the item is called by the Chair, but before the matter is acted upon by the Commission. Unscheduled comments will be limited to five minutes.

#### **B. Election of Officers – Chairman and Vice Chair for Calendar Year 2018**

#### **C. Approval of November 17, 2017 Minutes (Voice Vote)**

### **II. OLD BUSINESS**

None

### **III. NEW BUSINESS**

#### **A. 2018 CALAFCO Staff Workshop**

1) Authorization to attend

#### **B. Independent Special District Committee Procedure**

a. Executive Officer's Report

b. Consider adoption of Independent Special District Committee Procedure

#### **IV. LEGISLATION**

None

#### **V. MISCELLANEOUS**

- A. Correspondence –
- B. Items from the Commission -
- C. Staff Comments –

#### **VII. ADJOURNMENT**

- A. Next Scheduled Meeting – Regular Meeting Date March 28, 2018 at 3:00 p.m.

# LOCAL AGENCY FORMATION COMMISSION MINUTES

## CITY MEMBERS

Sid Palmerin  
Justin Mendes  
Sid Palmerin - Alternate

## COUNTY MEMBERS

Joe Neves – Chair  
Doug Verboon – Vice Chair  
Richard Valle - Alternate

## PUBLIC MEMBERS

Vacant  
Vacant - Alternate

**CALL TO ORDER:** A special meeting of the Local Agency Formation Commission of Kings County was called to order by Chairman, Joe Neves, at 3:00 p.m., on November 17, 2017 in the Board of Supervisors Chambers of the Kings County Government Center, located at 1400 W. Lacey Blvd., in Hanford, California.

## COMMISSIONERS PRESENT:

Joe Neves, Richard Valle, Sid Palmerin, Justin Mendes

## COMMISSIONERS ABSENT:

## STAFF PRESENT:

Greg Gatzka – Executive Officer, Chuck Kinney – Assistant Executive Officer, Diane Freeman – County Counsel, Terri Yarbrough – Clerk

## VISITORS PRESENT:

Phyllis Whitten, Jack Williams

**UNSCHEDULED APPEARANCES:** Phyllis Whitten expressed concern regarding the water quality in Lemoore and that City of Lemoore annexation addressed only the quantity of water and not the quality.

## APPROVAL OF MINUTES:

A motion was made and seconded (Palmerin/Mendes) to approve the minutes of the June 28, 2017 meeting. Motion carried unanimously, with Valle abstaining.

## OLD BUSINESS:

None

## NEW BUSINESS

### **LAFCO Case No. 17-02, City of Lemoore Annexation NO. 2017-01**

Mr. Kinney provided an overview of a proposal to annex one area totaling 40.28 to the City of Lemoore and detachment of the same from the Kings River Conservation District and Excelsior-Kings River Resource Conservation District. The proposed parcels are located on the Northeast corner of Hanford Armona Road and 18 ¾ Avenue and is located in the City of Lemoore's primary sphere of influence. There are less than 12 registered voters residing within the boundaries of the proposed annexation and 100% of the property owners have signed a document consenting to this area of land being annexed into the City of Lemoore. Mr. Kinney also addressed Ms. Whitten's concerns. He stated that the government code requires addressing water quantity and not the quality. Commissioner Mendes asked to hear from the Lemoore City Engineer regarding the water. Mr. Rick Joyner, Engineer for the City of Lemoore, stated they are working on the water quality and will be submitting to the State for comments soon. Mr. Gatzka also noted that LAFCO staff researched what LAFCO is required to address water quality and the only reference found was in the relation to the development of a Municipal Service Review (MSR) and that the action being considered today does not involve an MSR.

A motion was made and seconded (Palmerin/Mendes) to approve LAFCO Resolution 17-03 approving Lemoore Annexation No. 2017-01. Motion carried unanimously.

### **Appointment of Public Member and Alternate Public Member**

Mr. Gatzka announced the applicants for the public member and public member alternate vacancies and stated the term for the public member was through May of 2020 and the alternate term is through May of 2019. Commissioner Valle asked which areas the applicants represented, which was addressed by Mr. Gatzka.

Two nominations were made for the Public Member position, one for Vernon Costa made by Commissioner Mendes and one for Dan Chin made by Commissioner Palmerin. Two votes were cast for Dan Chin and 1 vote was cast for Vernon Costa. The Chairman acknowledged the appointment of Dan Chin as the Public Member.

Commissioner Mendes nominated Vernon Costa for the Alternate Public Member. Commissioner Valle motioned to close the nominations and cast a unanimous ballot. Motion carried unanimously.

### **LEGISLATION**

Mr. Gatzka provided an update from the CALAFCO conference. Commissioner Palmerin asked about AB1351. Mr. Gatzka explained that it has to do with extending water services to tribal land. Chairman Neves asked about tribal lands wanting to extend their service outside their area. Mr. Gatzka stated it has not been addressed at this point. Commissioner Neves suggested keeping an eye on it and putting it on the agenda for a future meeting.

### **MISCELLANEOUS**

- A. **Correspondence** – Mr. Gatzka provided the LAFCO Sphere and mentioned that Mr. Knox who was instrumental in putting together the LAFCO law had passed away.
- B. **Items from the Commission** – None
- C. **Staff Comments** – None

**ADJOURNMENT** – With no further business before the Commission, the meeting was adjourned at 3:27 p.m.

- A. **A meeting is scheduled for December 13, 2017 at 3:00 p.m.**

Respectfully submitted,

**LOCAL AGENCY FORMATION COMMISSION  
OF KINGS COUNTY**



Gregory R. Gatzka, Executive Officer

# Local Agency Formation Commission OF KINGS COUNTY

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Date: February 28, 2018

To: LAFCO Commissioners  
From: Greg Gatzka, Executive Officer

Subject: Request Authorization for staff to attend the 2018 CALAFCO Staff Workshop

## **Background**

Historically, the Executive Officer and Assistant Executive Officer attend each year's CALAFCO Staff Workshop to keep up to speed and informed on the latest LAFCO processing changes and best management practices. LAFCO continues to contract with the Kings County Community Development Agency (CDA) for staff to serve as LAFCO staff.

The adopted LAFCO FY Budget for 2017/2018 planned for the attendance of two LAFCO staff members to attend this year's CALAFCO Staff Workshop. This year's Staff Workshop runs from April 11<sup>th</sup> – April 13<sup>th</sup> and will be in San Rafael, CA at the Four Points Sheraton Hotel and hosted by Marin LAFCo. Registration along with Mobile Workshop is \$340 per person if received by March 9<sup>th</sup>. Hotel special rates are \$110/night plus applicable taxes. The following expenses are estimated for this workshop for two staff:

Registration: \$680 for two attendees  
Hotel: \$726 (approximate with taxes) for 3 nights stay for two attendees  
Travel: \$221 mileage reimbursement  
Meals: \$518 per diem allowance adjusted for included conference meals

Estimated total  
trip cost: \$2,145

The LAFCO FY Budget for 2017/2018 currently has \$4,856 left remaining in the In Service and the Training and Travel related accounts. This CALAFCO Staff Workshop is the only planned training remaining this fiscal year, and there should remain a positive account balance of approximately \$2,711 that budgeted for a Commission member to attend the Annual Conference back in October 2017.

## **Request**

The Executive Officer requests LAFCO Commission authorization for himself, Chuck Kinney to attend the 2018 CALAFCO Staff Workshop.

# Local Agency Formation Commission OF KINGS COUNTY

MAILING ADDRESS:  
1400 W. LACEY BLVD. BLDG 6, HANFORD, CA 93230  
(559) 582-3211, EXT. 2670, FAX: (559) 584-8989

## STAFF REPORT February 28, 2018

### EXECUTIVE OFFICER'S REPORT

### SPECIAL DISTRICT APPOINTMENT TO KINGS COUNTY CONSOLIDATED OVERSIGHT BOARD

#### I. BACKGROUND:

On February 1, 2012, the State of California ceased operating all local Redevelopment Agencies (RDAs) and required the formation of RDA Oversight Boards to manage RDA assets and redistribution of funds. In September of 2015, Governor Brown signed SB 107, which then required all RDA Oversight Boards to be consolidated into a single Oversight Board within each County by July 1, 2018. The consolidated oversight board is to be made up of a seven member board (Health & Safety Code § 34179(j)), with one of the members appointed by the Independent Special District Selection Committee established under LAFCO Law (Cortese-Knox-Hertzberg Reorganization Act of 2000), and from the special districts which are eligible to receive property tax revenues pursuant to the redevelopment agency dissolution law (Health & Safety Code §34179(j)(13 and Gov. Code § 56332(a)).

LAFCO of Kings County does not have any special district representation on the LAFCO Commission, and does not have an established procedure to appoint a special district representative to serve on the Kings County RDA Consolidated Oversight Board. Therefore, this Commission must first establish a procedure to create an Independent Special District Committee (ISDC) as the appointing authority to carry out an election for a special district representative to be appointed to the Kings County Consolidated Oversight Board. Should the ISDC fail to make an appointment by July 15, 2018, the appointing authority shifts to the Governor of the State of California.

#### II. EXECUTIVE OFFICERS RECOMMENDATION

The Executive Officer recommends that the LAFCO Commission adopt the Independent Special District Committee procedure for the purpose of appointing a special district representative to the Kings County Consolidated Oversight Board.

**LAFCO of Kings Independent Special District Committee (ISDC)  
For the purpose of special district representative appointment to the  
Kings County Consolidated Oversight Board**

In September of 2015, Governor Brown signed SB 107, which required consolidation of Redevelopment Agency Oversight Boards for each former Redevelopment Agency. SB 107 mandated the consolidation of these boards by July 1, 2018, with one (1) new county-wide board in each of the fifty-seven (57) counties. Pursuant to Health and Safety Code Section 34179 and Government Code Section 56332, State law designates the Independent Special District Committee (ISDC) as the appointing authority for special district representation on RDA Oversight Boards. If the ISDC fails to appoint a special district representative before the July 15, 2018 deadline, the appointing authority shifts to the Governor of the State of California.

LAFCO of Kings County establishes the following procedure to form an ISDC for Kings County, and for the sole purpose of appointing a special district representative to the Kings County Consolidated Oversight Board.

**Eligible Special Districts**

Special district eligibility for the ISDC is limited to the special districts identified by the Kings County Auditor Controller Tax Collector as receiving Redevelopment Property Tax Trust Funds (RPTTF). The eligible special districts are identified below based upon existing RDA Oversight Boards as of February 22, 2018. For the purpose of this Kings County Consolidated Oversight Board special district appointment, special districts within multiple RDA Oversight Board areas will be considered as having the same single voting right as other special districts located within only one oversight board area.

Lemoore SA:

- Kings Mosquito Abatement District
- Lemoore Cemetery

Avenal SA:

- Avenal Hospital District
- Lemoore Cemetery

Corcoran SA:

- Corcoran Cemetery District
- Corcoran Hospital District
- Kings County Lighting District
- Kings Mosquito Abatement District
- Kings River Conservation District

Hanford SA:

- Hanford Cemetery District
- Kings County Water District
- Kings Mosquito Abatement District
- Kings River Conservation District

**Eligible Nominees**

Special District nominees to the Kings County Consolidated Oversight Board must meet the following requirements:

- Individual nominee must be a member of the legislative body of an eligible independent special district, but shall not be a member of a city or county legislative body (Government Code Section 56332(c)).
- Nominations must be submitted on the Nomination form provided and received by LAFCO no later than 5:00 p.m. on Friday, April 6, 2018. Nominations may be delivered in person or by U.S. Mail or other common delivery service.

**Nomination and Election Timeline**

The following timeline for conduct of the special district nomination, election and appointment shall commence as follows:

<b>Monday, March 5, 2018:</b>	Nomination Period (Request for Nominations mailed and/or emailed to all District General Managers)
<b>Friday, April 6, 2018:</b>	End of Nomination Period (Nominations must be received by LAFCO by 5:00 p.m., Friday, April 6, 2018)
<b>Monday, April 16, 2018</b>	Start of Voting Period (Ballots mailed to all District General Managers)
<b>Friday, May 18, 2018</b>	Close of Voting Period (Ballots must be received by LAFCO by 5:00 p.m., Friday, May 18, 2018)
<b>Monday, May 21, 2018</b>	Ballots Counted by Executive Officer
<b>Wednesday, May 23, 2018</b>	Results Announced at LAFCO meeting, and special districts notified



**NOMINATION OF THE SPECIAL DISTRICT REPRESENTATIVE  
TO THE KINGS COUNTY CONSOLIDATED OVERSIGHT BOARD**

To: Greg Gatzka, Executive Officer, LAFCO of Kings County

The \_\_\_\_\_ (District)  
(Name of Independent Special District)

nominates \_\_\_\_\_ as a candidate for  
(Name of Candidate)

appointment as the SPECIAL DISTRICT REPRESENTATIVE to the KINGS COUNTY REDEVELOPMENT OVERSIGHT BOARD.

The District's governing board voted in favor of this nomination at a meeting on \_\_\_\_\_, and I hereby certify that:  
(Date of Meeting)

- The nominee is an elected official or appointed to the District board for a fixed term;
- The nominee is not a member of the legislative body of a city or county (Government Code Section 56332(c);
- The nominee is a member of a legislative body of an independent special district identified by the Kings County Auditor Controller Tax Collector as receiving Redevelopment Property Tax Trust Funds; and
- The meeting at which this nomination occurred took place during the nomination period (March 5, 2018 to April 6, 2018).

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Print Title)

**PLEASE ATTACH RESUME OR CANDIDATE STATEMENT (limit one page)**