



Local Agency Formation Commission

Regular Meeting

~ Minutes ~

5100 Bullion Street
Mariposa, CA 95338

<http://www.mariposacounty.org/>

Sarah Williams
209-966-5151

Monday, May 16, 2022

10:00 AM

Board Chambers

1. Call to Order

Attendee Name	Title	Status	Arrived
Rosemarie Smallcombe	Commissioner	Present	10:00 AM
Marshall Long	Commissioner	Absent	
Ron Iudice	Commissioner	Present	10:00 AM
Miles Menetrey	Commissioner	Remote	10:00 AM
Tom Sweeney	Commissioner	Excused	10:00 AM
Moose Mutlow	Commissioner	Present	10:00 AM

2. Adopt a resolution of the Local Agency Formation Commission proclaiming a local emergency, ratifying the proclamation of a state of emergency by the Governor of the State of California on March 4, 2020

No public comment.

3. Public Comment

None.

4. Selection of the LAFCo Chair for 2022

No public comment.

Motion: Smallcombe, Second by Forsythe to appoint Moose Mutlow as the 2022 LAFCo Chair.

5-0 unanimous

5. Selection of the LAFCo Vice-Chair for 2022

No public comment.

Motion: Forsythe, Second: Menetrey, Commissioner Smallcombe was appointed Vice Chair.

6. Approve the Minutes of October 4, 2021 Meeting

No public comment.

Motion: Smallcombe, Second: Iudice, 4-0, Abstain: Forsythe.

7. Approve the Minutes for December 6, 2021 Meeting

No public comment.

Motion: Smallcombe, Second: Iudice, 4-0, Abstain: Forsythe.

8. Resolution Approving the LAFCo Meeting Schedule of 2022

No public comment.

Motion: Smallcombe, Second: Forsythe, 5-0.

9. Public Hearing: Resolution Approving the Proposed FY 2022-2023 LAFCo Budget

Sarah Williams/Executive Officer LAFCo presented the staff report and noted LAFCo is anticipating needing an additional \$5,000 to complete this project? if this project is not completed during the? and advised that funds have been set aside for staff training for any Commissioners that would like to attend the LAFCo conference.

During public comment

during public comment sena cruironi. ? page 3 of the agenda today, Saray responded 80-2, when the lake don pedro was approved. when lafco approved that they gave direction that the sewer zone, work with csd to transfer to .. they have been communicating with the? one entity maintain both. last two years the district manager is not able to take over the sewer zone at this time. it would take lafco time and. we will not be addressing this this year.

Mr. don pedro.

talked about "having draught issues."

M: rosemarie

second: ron

5-0

10. Public Hearing for LAFCo Application No. 2022-080 for the Mariposa Town Planning Area (TPA) Reorganization Project

1. Public Hearing for LAFCo Application No. 2022-080 for the Mariposa Town Planning Area (TPA) Reorganization Project: Resolution Approving An Annexation of Territory to the Mariposa Public Utility District with Findings, Determinations and Conditions; Resolution Approving a Municipal Service Review and Sphere of Influence Amendment for the Mariposa Public Utility District with Findings and Determinations

Sarah Williams presented introduced Jeffrey O'neil and Ryan ? and Susan Wages/MPUD General Manager.

Mr. O'neil presented a PowerPoint slide show and provided the back ground of working on this

project over the past year.

he explained that if they get more than 50% against it gets shut down and the res is adopted stating that.

sarah: recommended which res to use if yes or no.

miles left the meeting: 10:45 am.

commissioner sweeney is now a voting member for item 10 and future items.

john goodner, lived on french camp road, concerned about wording about abandoning his septic system due to this annexation. his issue is line is next to th church on the hill, at march meting the folkl's insitised to join the? his prop has the old stage coach trail that goes up. the service to ? is right outside his property

line. packet says that if he applies for a new septic system they could tell him he cannot apply for new system and would be required to connect to mpud. he has no idea what all the easements, etc will cost. there is no exceptions to this.

Mr. don pedro back, wants to go through the paper, pointed out findings of mpud, and environmental points, they are making just because there is a change in the map. no one mentions that in the future of the map ?? in future there is going to be a need for some kind of implementation, pumps, physical work. so today??

question 19: is there water to serve all new costumers. he guessed that answer incorrect, that was already ? that study is out of the question, from 15 years ago.

when he asks where the water is coming from? in 8 years are we going to have water with the draught situation. not if we have storage for the water. talked about saxton storage, in that one study, in 2014 and 15 we do have issues with draught. that restriction is in here and he is concerned about that. no study done as to water study, and how much water can be pulled from the merced river. major point. area presentation: inputs capability down the line being able to support new costumers, didn't see any proof that could happen.

impacts, draught, ?? four??

frank ? question on possiblity of election occuring, in election process with multiple chaices included. is it ?? with the current tpa?

Ken Melton, board of dir at mpud for 16 yers, does the proposal still go to the top of the mountain and above the jail? it appears that is true. he was told the original map was not correct.

got bad reaction??? had sewers had...; there is a lot of crap that is going to come down, and is going to effect the residents. if you are in mpud you have to hook up. any expansion of the district is already available. looked into mt. bullion. thi s whole thing is crazy. make mpsa rural, you cant do a project and get water and sewer, so annexing to ?? it will never get there.

fees.. when mpud was formed? there may be water rights, when the saxon creek was created and now the water rights cannot be given? in that area. if the water isn't availavle to them? by law.

key issue is you are not giving anything away but you are taking away from people. You don't need this.

beatrice, lives on fairgrounds road, light industrial zone. has a wonderful well and septic, hav had difficulties and have taken care of this . is offended that they want to annex her property. doesn't like it at all, thank you.

mr. don pedto. number 6, will be using funds, loans and grants. told specifically the loans and grants are specifict to today? there is a problem with the loan and grant that I am responsible today to be used in the future.

closed public comments.

sarag responded ?? and had susan the district does not have any way to force you. don't consider the manhole to be in your area. would there be gravity service to the main. we are not at this time trying to force you to do anything. this give future businesses to make improvements to .

jeff not exactly going to anser your question, the faq is not to be an all encompassing answers, some were brought up during the mpud and ? what susan was getting to was mpud does not have exact measurements .. jeff gave example of 140 feet. the county covers this, mpud board can come up with. the comm ission is not being asked to make a deciosn based on the rfqs. intention is to up front answer as many questions. jeff: the information you are asked to make the decision on is the municipal report.

sarah> 2nd question: environmental findings, the maps are correct, change in the service area map and the soi, construction ?? response: any time a desc decision made, a contract issued by gov agency, cequ review is required, ?? for water or sewer would haver to be a very specific review.

jeff: the observation is , however any future ?? new well, infrastructure hypothetically mpud would have to have a cequ report. a lot of pw projects do not have to do this. any mpud will have to do this.

sarah: from frank mock:, if lagco does take the recommendd action there has to be an election, and if it fails could mpud expand services, said no mpud cannot expand.

Jeff: the election question is just a yes or no. if we have a clear consensus residents that do not want to be included, lafco can modify. the can still be approved or denied. there is an option.

sarah: to ken melton: the boundaries are provided in the map. comment about the hillside staying rural. the result of today's action does not change the zoning in the tpa, it does provide an option in the future. the proposal does not change the status of water rights today.

sarah: loans and grants current today be used for this project. susan said mpud does not have any loan or grants for future project. she explained, something with a current permit, or additional permitting.

jeff: potential resources, ca is a clean water program that applies to water, perpetual available, on grant front usda will provide something occasionally. grants from usda there is no payback, they fund the project that the special district proposes. hypothetically, mpud: we want to do the project and it will cost this much, can we get a loan and the state comes back yes or no.

Sarah: those were all of the questions.

wayne: ? to susan are there now customers now that are not hooked up. susan, yes we have customers that are not hooked up. wayne: were they grandfathered in? susan, no ordinance about connecting to water. if the system fails they are required to connect to the mpud services.

tom: capacity: this act is just to expand the district boundaries. is there a specific study for physical expansion. susan: yes.

ron: water rights from the merced river, would that be taken into account, is there a limitation of the amount of water we can withdraw and ?? susan: yes 5000 acre feet is the limit per year. it could possibly be changed but it would take time. ron: is it the water mixed up with saxon creek. susan the water from the merced river is saxon creek and does ??? holding tanks? susan normally put into the reservoir.

rosemarie: mpsa lighting district, dissolution of the lighting district, will be discussed in the ??? a recommendation that the lighting service be removed from the authority of mpud? what is the clarification. sarah: the discussion of that is

related to a current lafco policy that talks about potention of transferring lighting to transfer to the county and managed by mpud. it is not being pursued at this tiem. the msr is consistent with putting that on hole: yes.

last page of packet from you sarah. sca2-w is active. sarah: this is in regards to number 11.

rosemare: referenc es to outstanding dept of mpud station? 909 or 241?? maybe just a timeing difference? jeff: we will determine which number is correct and post that when if approved.

wayne: ? sarah: driving force for morman bar to have services broutght to them? something to make it possible. sarah: overall in the training sessions that she has given, important statement about services thoroughout. this happens when there is a desire by the prop owners, a number of prop owners, and willing to pay for these services. already being served by private well and sewer system . no benefit to this area. a better benefit would be a new project htat would be willing to pay for the infrasturcture. could be the fairgronds. largest facility for community events, the benefits could outweigh the cost.

wayne: prob not anywhere in the near future.

sarah: todays action is to make it legally an option when there is a desire on the prop owers to pay.

tom: areas of expansion comment? are parcels for potential development? sarah: one area in proposed is a big chunk of fremmer prop and would benefit.

moose? where specific is that property. sarah used pointer to show on map on the screen. fremmer prop is part of phase 4 of the mariposa creek parkway, it will establis appropriate ??

ron: notice the airport is part of Mt. bullion tpa, any talk of bringing that into mpud? sarah: showed the soi, it goes out the the airport but does not include the airport. 2006 gen plan decision made to expand where the area might grow in the future, could provide light industrial in the future. decision made to let the airport stay with mt bullion.

discussion with ron and sarah? resaraunt.

wayne: development and those kind of things, self help, water has been brought to that facility and how is that water paid for? susan: self help paid for that during the project and no extra cost to other residents.

M: wayne, second: rosemarie.

5 -0 with tom included and miles excused.

second part motion: finding rosemarie, second: iudice. 5-0 with tom and miles excused.

11. Review of an future business / LAFCo staff activities

protest hearing coming on? notice will be provided to all people

csa 2 to dissolve. erroneously said inactive, it is being used. it is not inactive. will take that propect off our last.

12. Adjourn