



County of Tuolumne Local Agency Formation Commission

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TO: Tuolumne County LAFCO Commissioners

FROM: Quincy Yaley, AICP, Executive Officer

RE: EXECUTIVE OFFICER'S REPORT - LAFCO Project LAF20-002 "Consolidation of the Tuolumne City Sanitary District, the Tuolumne Park and Recreation District, and the Tuolumne Lighting District into the Tuolumne Community Services District."

1. At the March LAFCO meeting, the above project, a proposal from the Tuolumne City Sanitary District and the Tuolumne Parks and Recreation District requesting that their two special districts, along with the County-managed Tuolumne Lighting District, be consolidated into one special district to be called the Tuolumne Community Services District, was presented to your Commission and the public during a public workshop. The project was explained by LAFCO staff and the Commission received input from the applicant and stakeholders, and asked questions regarding the proposed project.
2. During the meeting, several topics were discussed, including the request for latent powers and the timing and inclusion of the Tuolumne Underground District. As a reminder, In addition to the currently authorized services (sewer, parks and recreation, facilities maintenance, and lighting), it is proposed that the consolidated district would be authorized by LAFCo to provide the following additional services: library services, graffiti abatement, weed and rubbish abatement, maintenance and operation of community facilities, snow removal, funding for area planning commissions, funding for municipal advisory councils, cemetery operation, fire protection, solid waste handling services, and undergrounding of overhead electrical and communication facilities. Additional information about the project can be found in the March LAFCO agenda packet here:

https://www.tuolumnecounty.ca.gov/AgendaCenter/ViewFile/Agenda/_03142022-1870
3. Since that time, LAFCO staff has reviewed the Commission feedback, and is requesting that LAFCO Commissioners provide direction on the following topics:
 - Granting of requested latent powers-should they all/some be recommended for approval?
 - Should the underground district be included in this application as a condition of consolidation, or should the proposed CSD return to LAFCO once the Rule 20A project is complete to request taking over that district?
4. Other questions the Commission had at the meeting were:
 - How will finances be distributed?
 - ✓ LAFCO has asked the applicant to provide more detailed financial information. This information will be used to assist staff analyze the proposed project.

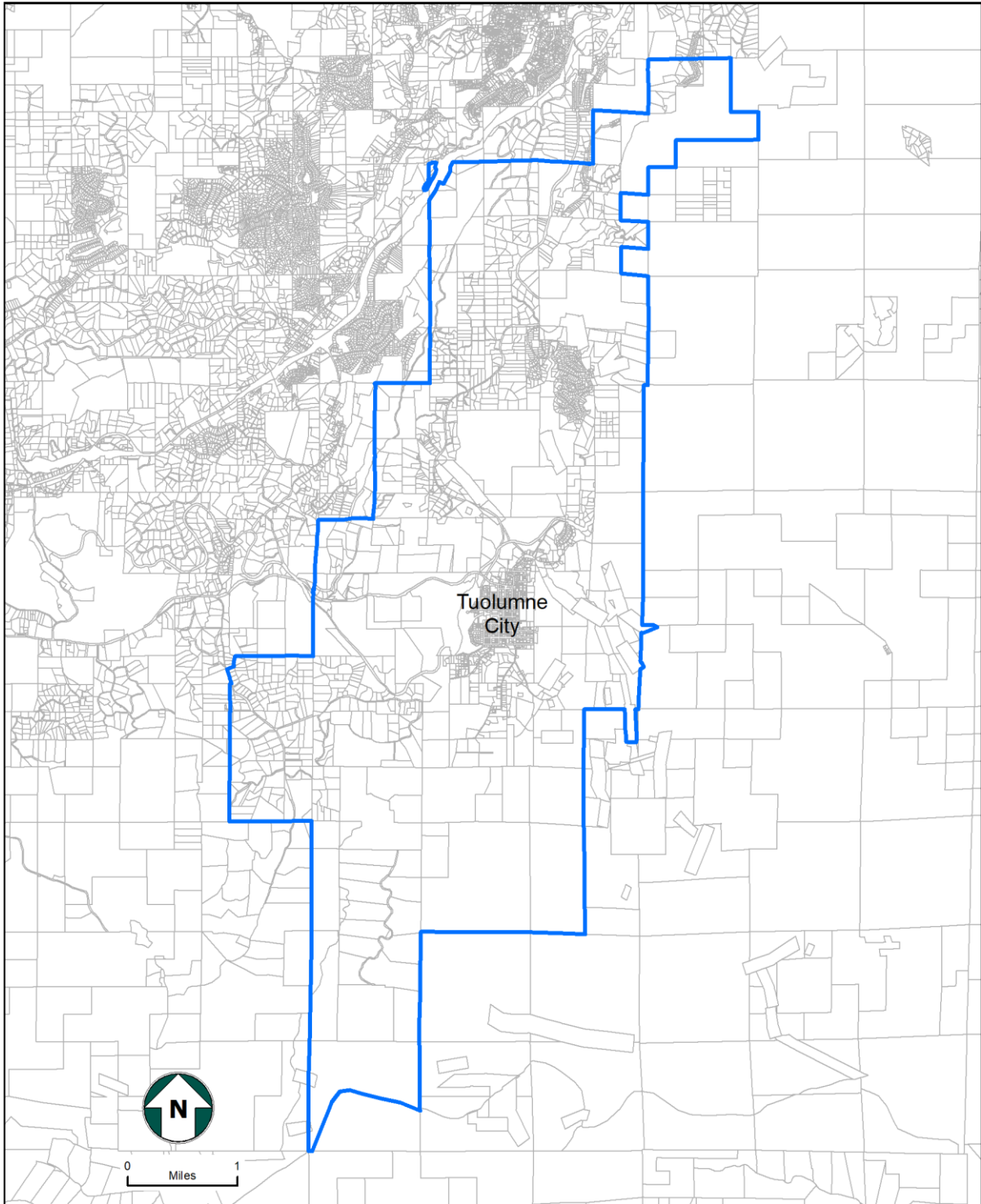
- Will it impact County finances?
 - ✓ The consolidation of the districts and tasks related to the establishment of a new district and its necessary operating agreements would require an expenditure of overhead costs within various County departments, such as CDD, Auditor, and County Counsel. These costs are covered by the application fees for the project. Once established, there is no known financial impact to County finances by the proposed CSD.
 - ✓ Accrued Rule 20A (PG&E) credits currently accorded to the existing Underground District would not be transferrable from the County to the new CSD. Per the existing program tariff, the Rule 20A program is exclusive to Counties or Cities and is not transferrable.
 - ✓ If the existing underground district, which was established via Tuolumne County Resolution 58-19, were to be dissolved, and re-established by the proposed CSD via a latent power, any revenues and expenditures associated with that district would be independent of the County.-
- Would the Tuolumne Utility District (TUD) boundary be impacted?
 - ✓ The boundary of TUD would not be impacted by the consolidation.
- What would happen to the existing contract between TPRD and the County?
 - ✓ All assets and liabilities of the TPRD would be transferred to the consolidated Tuolumne Community Services District.
 - ✓ Agreements for use and/or stewardship of various County facilities or assets to be used by the proposed CSD, analogous to those currently in force between the TPRD and County, would need to be established.
- What are the notification requirements for the project?
 - ✓ Notification requirements will follow those outlined in the Cortese Knox Hertzberg Act. This requires a 21-day notice for the public hearing.
- What are the benefits of approving latent powers with this application?
 - ✓ As described by the applicant in the public workshop, by approving latent powers as a component of this application will prevent the new CSD from coming back to LAFCO in the future to request those latent powers. However, if the new CSD wants to activate any of the approved latent powers, the matter will be required to come back before LAFCO to receive approval to activate a latent power. The current application fee for activation of latent powers is \$2,446.00. The current fee for adding latent powers or authorizing new powers is full cost recovery based on time and materials with a \$3,824.00.

5. The remaining actions needed to complete the project include the following:

- Completion of a Revenue and Tax Code 99 Process (if needed)
- Receipt of additional financial information from applicant
- Final Staff Recommendation/Staff Report
- Public Hearing
- Potential Protest Hearing

6. No vote is being requested from the Commission on this project. Staff is wanting to continue the discussion of the project to ensure that LAFCO staff is aware of any issues, concerns, or areas of agreement before bringing a final recommendation to the Commission. At that time, staff will conduct a noticed public hearing to allow the Commission to take action. Prior to the public hearing, LAFCO may want to hold additional public workshops to ensure public input into the project.

Attachment 1 - Proposed Tuolumne Community Service District Boundaries



Attachment 3 - Tuolumne Community Existing Service Providers

Service	County of Tuolumne	Tuolumne City Sanitary District	Tuolumne Park and Recreation District	Tuolumne Lighting District	Tuolumne Utilities District	Tuolumne Fire District	County Service Area No. 21	County Service Area No. 47	Carters Cemetery District	Tuolumne County Resources Conservation District
Water supply and distribution	Authorized		Latent		Provides		Latent	Latent		
Sewer collection disposal	Authorized	Provides	Latent		Latent		Latent	Latent		
Storm drainage	Provides		Latent							
Street maintenance	Provides		Latent				Latent	Provides		
Street lighting	Authorized		Latent	Provides	Latent					
Street construction	Provides		Latent							
Flood control	Provides		Latent				Latent	Latent		
Solid waste collection	Provides		Latent		Latent		Latent	Latent		
Solid waste transfer and disposal	Provides		Latent				Latent	Latent		
Fire protection	Authorized		Latent			Provides	Latent	Latent		
Police protection	Provides		Latent				Latent	Latent		
Ambulance service	Authorized		Latent				Provides	Latent		
Undergrounding of overhead electrical & communication facilities	Provides		Latent				Latent	Latent		
Parks and recreation	Authorized		Provides				Latent	Latent		
Community facilities	Authorized		Provides				Latent	Latent		
Financing for area planning commission	Provides		Latent				Latent	Latent		
Financing for municipal advisory council	Authorized		Latent				Latent	Latent		
Libraries	Provides		Latent				Latent	Latent		
Graffiti abatement	Provides		Latent				Latent	Latent		
Weed & rubbish abatement	Provides		Latent				Latent	Latent		
Snow removal	Provides		Latent				Latent	Latent		
Soil conservation	Authorized		Latent				Latent	Latent		Provides
Animal control	Provides		Latent				Latent	Latent		
Public transportation	Provides		Latent				Latent	Latent		
Cemeteries	Authorized		Latent				Latent	Latent	Provides	
Airports	Provides		Latent				Latent	Latent		