

DEPARTMENT: Planning

BY: Kris Schenk
PHONE: 742-1216

RECOMMENDED ACTION AND JUSTIFICATION: June 14, 2011 at 2:00 PM is the regularly scheduled meeting time of the Mariposa County LAFCo. At this meeting, Commissioners are scheduled to (1) consider adoption of the LAFCo Adjusted User Fees, and (2) adoption of the LAFCo budget for FY 2011-2012.

BACKGROUND AND HISTORY OF BOARD ACTIONS: Mariposa County LAFCo consists of 3 supervisors and 2 public members, with appointed alternates. The Commission meets at regular intervals to conduct LAFCo business and to discuss public matters of interest to LAFCO members.

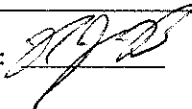
ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION: Delay or inability of the Commission to complete adoption of its annual budget pursuant to State law.

Financial Impact? () Yes () No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? (x) Yes () No () Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		1. LAFCo agenda for June 14, 2011
Unanticipated Revenue _____ 4/5's vote		2. Draft meeting minutes of April 26, 2011
Transfer Between Funds _____ 4/5's vote		3. Recommended LAFCo User Fees
Contingency _____ 4/5's vote		4. Board of Supervisors' Summary of Proceedings for the meeting of March 22, 2011 (pp. 5-7)
		5. LAFCo Resolution NO. 2011-002 Adopting the Adjusted LAFCo User Fees, including Exhibit A
		6. Recommended LAFCo Budget for Fiscal Year 2011-2012
		7. LAFCo Resolution No. 2011-003 Adopting the Fiscal Year 2011-2012 Budget

CLERK'S USE ONLY: 11-2
 Res. No.: LAFCo 11-3 Ord. No. _____
 Vote - Ayes: 5 Noes: _____
 Absent: _____
 Approved
 Minute Order Attached No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
 Date: _____
 Attest: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California
 By: _____
 Deputy

COUNTY ADMINISTRATIVE OFFICER:
 Requested Action Recommended
 No Opinion
 Comments: _____

CAO: 

LAFCO RESOLUTION NUMBER 2011 - 002

RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF MARIPOSA COUNTY ADOPTING THE ADJUSTED LAFCO USER FEES

WHEREAS, the Local Agency Formation Commission of Mariposa County, herein referred to as LAFCo, is authorized by State law (California Government Code Section 66000 et seq.) to levy fees or service charges for processing development applications and regulatory actions or approvals; and

WHEREAS, User Fees assessed for applications or approvals shall not exceed estimates of the actual costs of providing the services; and

WHEREAS, a Local Agency may, by formal resolution or ordinance, approve adjustments to existing user fees and establish new fees or service charges as necessary to recover estimated costs; and

WHEREAS, LAFCo services in Mariposa County are directed and performed by County employees, are subject to County overhead costs, and are closely related to the Planning and other County departments' development applications and charges; and

WHEREAS, the Board of Supervisors of Mariposa County entered into a Professional Services Agreement, on March 2, 2010, with 101 Consulting, to study the development-related services provided by LAFCo and related County Departments in order to determine adjustments needed to current fee structures for the recovery of the full costs of providing user services; and

WHEREAS, the 2010 User Fee Update Summary Report, issued August 31, 2010, constitutes a comprehensive study and recommendations concerning the LAFCo user fees and costs; and

WHEREAS, Services that are provided to individuals and applicants at less than full cost represent costs that are ultimately borne by Local Agency rate payers and County taxpayers; and

WHEREAS, the Last Comprehensive Update of LAFCo schedule of user fees occurred in 1992 (Resolution No. 92-524); and

WHEREAS, the Local Agency Formation Commission noticed and conducted a public hearing on April 26, 2011 for the purpose of soliciting community comments on the proposed user fees, methodology and recommendations; and

WHEREAS, the June 14, 2011 User Fee Public Hearing, scheduled at 2:00 p.m. or as soon thereafter as possible, has been advertised and held pursuant to State law (California Government Code Section 66000 et seq.); and

WHEREAS, New and Adjusted user fees and service charges, adopted by LAFCo and listed in Exhibit A attached hereto, shall become effective no earlier than 60 (sixty) days following action on this Resolution.


NOW THEREFORE BE IT RESOLVED, by the Local Agency Formation Commission of Mariposa County, as follows:

1. The Adjusted Schedule of User Fees contained in Exhibit A is adopted and shall become effective on August 15, 2011 at 5:00 p.m.
2. The Commission directs staff to return annually or as necessary with fee schedule adjustments that appropriately reflect future changes in labor rates and overhead costs.

ON MOTION BY Commissioner Mee, seconded by Commissioner Kennedy, this Resolution is duly passed and adopted this 14th day of June, 2011, by the following vote:

AYES: MEE, ALTERNATE KENNEDY, BIBBY, ALTERNATE CANN, ALLEN
NOES: NONE
ABSENT: TURPIN, CASTO
ABSTAIN: NONE


By: Commissioner Jim Allen, Temporary Chair

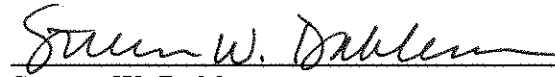


Lyle Turpin, Chairperson
Local Agency Formation Commission of Mariposa County

ATTEST:

APPROVED AS TO FORM:



Margie Williams
LAFCo Executive Secretary

Steven W. Dahlem
Legal Counsel

Attachment: Exhibit A, LAFCo User Fees

LAFCo USER FEES

EXHIBIT A

LAFCo User Fees

FEE TITLE	TYPICAL DEPOSIT (based on staff hours)	FEE RECOMMENDED
District or City Formation	62 hours	Actual Costs w/Deposit
Merger/Consolidation/Dissolution of Districts		Actual Costs w/Deposit
Territory Annexation/Detachment/Amendment: < 5 acres		\$940.00
Territory Annexation/Detachment/Amendment: > = 5 acres	23.50 hours	Actual Costs w/Deposit
New Amended Sphere of Influence: < 5 acres		\$1,030.00
New Amended Sphere of Influence: > = 5 acres	33.00 hours	Actual Costs w/Deposit
Out of Boundary Service Request	29.00 hours	Actual Costs w/Deposit
Latent Powers (SOI) Determination	14.00 hours	Actual Costs w/Deposit
New/Amended Municipal Services Review	50.00 hours	Actual Costs w/Deposit
Mitigation Monitoring Investigation/Report		\$400.00
Responsible Agency Review	5.00 hours	\$310.00
Appeal of Administrative Determination /Request for Reconsideration	22.00 hours	Actual Costs w/Deposit

Note: Recommended Deposit reflects planning staff hours, on average, for that particular project. It does not include CEQA, or the costs of public noticing, hearings, public works fees, and fire marshal fees, nor does it include varying costs such as fees for other departments, APO costs, publication costs, vehicle mileage charges, and document conversion fees. These fees will be added for each project based on its individual circumstances.

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