

**YOLO LOCAL AGENCY FORMATION COMMISSION**

**Resolution № 2021-04**

**Adopting the Joint Powers Agency/Authority (JPA) Service Review for the  
Yolo Habitat Conservancy (YHC)  
(LAFCo No. 21-03)**

**WHEREAS**, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, set forth in Government Code Sections 56000 et seq., governs the organization and reorganization of cities and special districts by local agency formation commissions established in each county, as defined and specified in Government Code Sections 56000 et seq. (unless otherwise indicated all statutory references are to the Government Code); and

**WHEREAS**, Section 56378(a) provides for a local agency formation commission to initiate and make studies of existing governmental agencies, including inventorying those agencies and determining their maximum service area and service capacities requesting studies, joint powers agreements, and plans of joint powers agencies and joint powers authorities; and

**WHEREAS**, the cities within Yolo County and the County of Yolo adopted the Yolo Local Government Transparency and Accountability Program at the meeting of each respective governing body in fall 2017, which requested that the Yolo Local Agency Formation Commission (LAFCo) add selected types of joint powers authorities/agencies (JPA) to its municipal service review process; and

**WHEREAS**, the Yolo Local Government Transparency and Accountability Program implementation requests LAFCo conduct Municipal Service Reviews every five years of selected types of JPAs whose service area is mostly within the county and includes: (1) JPAs that provide municipal services; (2) JPAs that employ staff; and/or (3) JPAs with boards comprised of agency staff; and

**WHEREAS**, in 2020/21, LAFCo conducted a JPA Service Review of YHC; and

**WHEREAS**, staff has reviewed the JPA Service Review pursuant to the California Environmental Quality Act (CEQA) and determined that a JPA Service Review is not a “project” per CEQA Guidelines Section 21065 because it is not an activity which may cause a direct or indirect physical change to the environment; and

**WHEREAS**, the Executive Officer set a public hearing for May 27, 2021, for consideration of the draft JPA Service Review and caused notice thereof to be posted, published, and mailed at the times and in the manner required by law at least twenty-one (21) days in advance of the date; and

**WHEREAS**, on May 27, 2021, the draft JPA Service Review came on regularly for hearing before LAFCo, at the time and place specified in the Notice; and

**WHEREAS**, at said hearing, LAFCo reviewed the draft JPA Service Review, and the Executive Officer's Report and Recommendations, and all other matters presented as prescribed by law; and

**WHEREAS**, at that time, an opportunity was given to all interested persons, organizations, and agencies to present oral or written testimony and other information concerning the proposal and all related matters; and

**WHEREAS**, the Commission received, heard, discussed, and considered all oral and written testimony related to the JPA Service Review, including but not limited to protests and objections, the Executive Officer's report and recommendations, and determinations and the service review.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** that the Yolo Local Agency Formation Commission hereby adopts Resolution 2021-04 adopting the JPA Service Review for the Yolo Habitat Conservancy (YHC) dated May 27, 2021, and incorporated herein by this reference, subject to the following finding and recommendations:

### **FINDING**

Finding: Approval of the JPA Service Review is consistent with all applicable state laws and local Yolo Local Government Transparency and Accountability Program.

Evidence: The JPA Service Review was prepared consistent with the requirements in the Cortese-Knox-Hertzberg Act for requesting information from and furnishing studies for government agencies. Staff followed the steps outlined in the Program including: Compiling publicly and readily available information; requesting any additional information from the JPA, minimizing JPA staff time; developing JPA recommendations regarding each of the determinations; completing an administrative draft report for preview by JPA management; responding to any comments and preparing a draft report available for public review; publishing a hearing notice for public review and comment of the draft JPA Service Review; adopting the JPA Service Review at a public hearing, finalizing the report, and posting it online; and sharing findings with city/county managers, including any cumulative recommendations on ways to streamline and improve efficiencies with the governance structures countywide.

### **RECOMMENDATIONS**

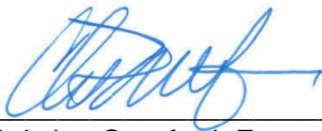
1. Consider establishing separate revenue accounts to record revenue in a more meaningful way. Currently, mitigation fees, cost reimbursements, special participating entity fees, and other revenues are often grouped into "Other Miscellaneous Revenue."
2. Consider separating the principal portion of endowments from the interest income to protect the principal from inadvertently being spent.
3. Review the annual financial statements and compare the reported numbers to the balances in the accounting system. Any differences should be documented and understood by agency staff.
4. Consider increasing reserves for use during years when little or no mitigation fees are received to ensure the ongoing operation of YHC.

**PASSED AND ADOPTED** by the Yolo Local Agency Formation Commission, State of California, this 27<sup>th</sup> day of May, 2021, by the following vote:

Ayes: Alcala, Sandy, Saylor, Stallard, Woods  
Noes: None  
Abstentions: None  
Absent: None

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Olin Woods, Chair  
Yolo County Local Agency Formation Commission

Attest:



\_\_\_\_\_  
Christine Crawford, Executive Officer  
Yolo County Local Agency Formation Commission

Approved as to form:



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Eric May, Commission Counsel