



Study Session of the City Council
Live Oak Council Chambers
9955 Live Oak Blvd., Live Oak, CA 95953

The Council may take up any agenda item at any time, regardless of the order listed. Action may be taken on any item on this agenda. Members of the public may comment on any item on the agenda at the time that it is taken up by the Council. Requests to speak on the item should be made to the Mayor at the time an item is discussed. We ask that members of the public come forward to be recognized by the Mayor and keep their remarks brief. Absent permission from the Mayor, comments will be limited to three (3) minutes.

Mayor – Gary A. Baland
Vice Mayor – Steve Alvarado
Council Member – Rob Klotz
Council Member – Felicity Clark
Council Member – Diane Hodges

May 17, 2011 6:00 PM

- A. CALL TO ORDER**
- B. ROLL CALL**
- C. REPORTS AND MISCELLANEOUS**
 - 1. Update on Animal Control Service Options
 - 2. Update on Annexations
 - 3. Preliminary Budget Workshop
- D. ADJOURNMENT**



DATE: May 13, 2011
TO: Mayor and Members of the City Council
FROM: Jim Goodwin, City Manager

COUNCIL AGENDA STAFF REPORT

SUBJECT: Update on Animal Control Services

RECOMMENDATION: No Action Required

There has been much discussion about the condition of the Sutter County animal shelter, construction of a new shelter, and overall delivery of animal control services in the county. For several months, the discussion has been centered on creation of a Joint Powers Agreement (JPA) between Sutter County and the cities of Live Oak and Yuba City for operation of animal control services and construction of a new shelter. An ad-hoc committee including two elected officials and staff from each jurisdiction has met to discuss the issues. Mayor Baland and Council Member Hodges are Live Oak's representatives.

At the last ad-hoc committee meeting on May 4th, it appeared that Yuba City's committee representatives had decided to end the discussions and move forward with plans to provide services separately.

On Tuesday, May 10, the Board of Supervisors agendized action to give Yuba City a 6-month notice to terminate the animal control contract. Yuba City then asked for a two-week delay in order to bring the issue before the full city council for discussion. Between Tuesday and Friday key discussions took place between the administrators of Sutter County, Live Oak and Yuba City outlining key points that could allow the JPA discussions to progress.

On Friday, May 13, 2011, a news release was distributed that outlined 10 points of agreement reached by the administrators for consideration by the Board of Supervisors and City Councils.

The ten points include:

1. The JPA representation will be two elected officials from each jurisdiction. Voting will be weighted proportionately based on annual contributions to the operating budget. Sutter County and Live Oak will have veto authority over budget and major policy decisions. Major policy decisions are defined as those issues that materially change either the levels of service or budget.
2. Yuba City's share of population, based on the 2010 census, is 68.5 percent. Sutter County agrees to base cost distribution for FY's 2011-12 and 2012-13 using the traditional 66 percent split for Yuba City as acknowledgement of a "discount" for the lesser number of miles traveled. (An analysis

utilizing one year's data will be used to determine a logical cost allocation for future years during this time period.)

3. Sutter County will remain the lead agency until the new facility is complete:
 - a. Sutter County will endeavor to reduce overhead (A-87 and/or direct) charges as Animal Services is a non-federal/state reimbursed program.
 - b. The Kennel Assistant position shall be restored to the budget using savings from the reduction of overhead charges.
 - c. Sutter County will endeavor to limit Workers Compensation charges. (Such as limiting it to a flat percentage of payroll or actual cost to including justifiable support cost.)
4. Sutter County will remain the lead agency for the completion of the design and construction of the new facility. Yuba City and Live Oak will continue to be involved as can reasonably be accommodated.
5. Yuba City will assume the lead agency responsibilities with the completion of the new facility; limiting overhead cost to 10 percent of budget and workers compensation cost noted in number 2c above
6. Yuba City will remain responsible for the full cost of design from the restart of design services in January 2011, if the project is not constructed.
7. Yuba City will pay for a third party to facilitate agreement on all other terms and conditions of the JPA and supporting documents.
8. Yuba City has a strong preference for the new facility to be located at the City-donated site identified on Live Oak Blvd. Yuba City will pay for site plan modifications to accommodate this request.
9. Yuba City will remove the cap on the Animal Services annual operating budget in exchange for more involvement in the development of the budget.
10. Each Jurisdiction shall retain their right to animal shelter capacity based on the percentage construction cost contribution by jurisdiction. Shelter capacity will remain openly shared on an animal demand basis. (Intent is to allow independent field services by each jurisdiction, if desired.)

Staff is seeking feedback from your City Council on these 10 points for inclusion in a future JPA agreement. No action is required at this time.

Respectfully Submitted,



Jim Goodwin
City Manager



DATE: May 13, 2011
TO: Mayor and Members of the City Council
FROM: Jim Goodwin, City Manager

COUNCIL AGENDA STAFF REPORT

SUBJECT: Update on Live Oak Annexations
RECOMMENDATION: No Action Required

As you are aware, several annexations to the City of Live Oak are currently pending before LAFCO. The following is an update on the status of the annexations.

Gill Property

The Gill property annexation of 392.3 acres adjacent to and northeast of the existing Live Oak city limits was approved on April 28, 2011. The time period for written requests for reconsideration expires May 31, 2011. After that date, the petitioners must meet their conditions of approval before the reorganization can be recorded.

Live Oak Annexation 1—Pennington Road Properties

Live Oak's request was considered on April 28. In addition to the city's property, LAFCO staff added two parcels north of Pennington Road between the city property and Luther Road. The time period for written requests for reconsideration expires May 31, 2011. After that date, the petitioners must meet their conditions of approval before the reorganization can be recorded.

Live Oak Annexation 2—Caltrans Property

This annexation request will be considered by LAFCO on May 26, 2011

Live Oak Annexations 4 and 5—SR99 Business Properties

Both of these requests will be considered by LAFCO on June 23, 2011

Respectfully Submitted,


Jim Goodwin
City Manager

3. Preliminary Budget Workshop