



Modoc County Recorder
Cheri Budmark, County Recorder
DOC- 2016-0001711-00

REQD BY LAFCO

Wednesday, JUN 15, 2016 08:55:41

Ttl Pd \$0.00 Rcpt # 0000110601

SGH/R1/1-8

Requested by and when recorded mail to:
MODOC LOCAL AGENCY FORMATION COMMISSION
C/O JOHN BENOIT, P.O. Box 2694
Granite Bay, CA 95746

CERTIFICATE OF COMPLETION
TITLE (S)

Pursuant to Government Code Sections 6103 and 27383, this document is fee exempt

I, JOHN BENOIT, the Executive Officer of the LASSEN Local Agency Formation Commission, hereby certify that the County of Lassen, the principal county, has completed a change of organization pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, as follows:

The short title, if any, of the above-mentioned proceeding is:

Southern Cascades Community Services District - Formation (LAFCo file 2015-0003)

The names of the agencies involved are:

Southern Cascades Community Services District (consisting of 1670 square miles located in both Lassen and Modoc Counties)

The name of the County or Counties in which the entire change of organization is located is:

Lassen County

Modoc County

The change of organization completed is:

 X Inhabited

 Uninhabited

The Resolution (Lassen LAFCO Resolution #2015-0007 including the boundary description and map of territory) ordering the change of organization for which this Certificate is being written is set forth in the attached as Attachment # 1. This Formation is being recorded in both Lassen and Modoc Counties as required by Gov. Code 57203

The change of organization was:

 N/A Ordered without an election and the Resolution ordering the change of organization (Resolution) was adopted by the Local Agency Formation Commission on .

 X Confirmed by the voters and the order confirming the change of organization after confirmation by the voters was adopted by the governing Boards of Modoc County on May 24, 2016 and Lassen County on May 17, 2016

Lassen Local Agency Formation Commission

Dated: June 15, 2016

By: John Benoit
John Benoit, Executive Officer

Resolution 2015-0007
of the
Lassen Local Agency Formation Commission

Making Determinations and Approving the Formation of the Southern Cascades Community Services District for Local Ambulance, Emergency Medical Services and Training

WHEREAS, a Resolution of Application (Resolution 2015-40) initiating the formation of the Southern Cascades Community Services District, has been adopted by the Modoc County Board of Supervisors and a Resolution of Application (Resolution 2015-055) initiating the formation of the Southern Cascades Community Services District, has been adopted by the Lassen County Board of Supervisors pursuant to the Cortese-Knox Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Government Code Section 56000 has been filed with the Executive Officer of the Local Agency Formation Commission of Lassen County, California; and said application complied with all the requirements of law and the Commission; and,

WHEREAS, the proceedings for this formation are governed by the Cortese-Knox-Hertzberg Local Government Reorganization Act, Section 56000 *et seq.* of the Government Code; and

WHEREAS, at the time and in the manner provided by law, the Executive Officer gave notice of the date, time, and place of a public hearing by the Commission upon said application; and

WHEREAS, the Executive Officer has reviewed the application and has prepared a report including staff recommendations thereon within the time required by law and has furnished copies of said report to the Commission and to all other persons required by law to receive it; and

WHEREAS, at a public hearing held December 14, 2015, the Commission considered the proposal and the report of the Executive Officer; the factors determined by the Commission to be relevant to this proposal, including, but not limited to, factors specified in Government Code Section 56668; and all other relevant evidence and information presented at said hearing, including the comments of all interested parties desiring to be heard;

NOW, THEREFORE, the Lassen Local Agency Formation Commission determines, resolves and orders the following:

1. The proposal is approved, subject to confirmation of the voters and upon the terms and conditions stated herein and in Resolution 2015-40 of the Modoc County Board of Supervisors and Resolution 2015-055 of the Lassen County Board of Supervisors and unless modified by this resolution.
2. The territory comprises approximately 1670 unincorporated square miles more or less in Modoc and Lassen Counties and is found to be inhabited.
3. Lassen LAFCO shall be the conducting authority for this reorganization.
4. The change of organization is assigned the following distinctive short-term designation:

Southern Cascades Community Services District—Formation (LAFCo file 2015-0003)

5. The Commission hereby affirms that this application is exempt from the California Environmental Quality Act pursuant to Section 15320 of the CEQA Guidelines (Class 20) as the proposal would not result in any change in services previously provided since

the County of Modoc and later the Last Frontier Healthcare District previously served the territory with local ambulance and emergency response services and CEQA Guideline Section 15061 b (3) whereby this activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Since this proposal is replacing a previous service with a new public entity, there is no possibility that this activity may have a significant effect on the environment. The Commission hereby adopts a Notice of Exemption for this formation.

6. The proposal is consistent with the spheres of influence of all affected agencies. No duplication of locally based ambulance services shall occur in the territory between Lassen and Modoc Counties and the Lookout, Big Valley and Adin fire protection districts and the Southern Cascades Community Services District, as proposed.
7. The Commission adopts the determinations regarding consistency with LAFCO Policies contained in the staff report for this project and incorporates them by reference herein.
8. The proposal includes all the territory within the boundaries as shown in Exhibit "A" Proposed Southern Cascades Community Services District Map and Exhibit "B" Geographic Description for the Southern Cascades Community Services District.
9. The effective date of formation, if approved by the voters, shall be upon the recordation of the Certificate of Completion.
10. The district shall provide locally based ambulance and emergency medical and training services.
11. LAFCO shall adopt a sphere of influence for the district following completion of a Municipal Services Review for the services to be provided by the Southern Cascades Community Services District. LAFCO hereby adopts a provisional Sphere of Influence coterminous with the district's boundaries.
12. As stated in the LAFCO Staff Report of December 14, 2015 the amount of base and incremental property tax transferred to the new district from the Lassen and Modoc County General Fund pursuant to Section 56842 of the California Government Code shall be zero.
13. As stated in the LAFCO Staff Report of December 14, 2015, the provisional appropriations limit for the new district required by Article XIII B of the California Constitution shall be \$0 for the first fiscal year, plus the amount of any new tax approved by the voters as part of the district formation.
14. Approval of this formation is conditioned upon the Modoc and Lassen Board of Supervisor's obligation to defend, indemnify, and hold harmless the Lassen Local Agency Formation Commission and its agents, officers and employees from any claim, action or proceeding against the Commission or its agents, officers, and employees; including all costs, attorney's fees, expenses and liabilities incurred in the defense of such claim, action, or proceeding to attack, set aside, or void the approval or determinations of this Commission concerning this formation. The Lassen Local Agency Formation Commission shall promptly notify the applicant of any such claim, action, or proceeding and be entitled to representation by counsel of its choosing.
15. The district shall confer with the Lassen and Modoc County Auditors during its budgeting process and its expenditure of funds as a public agency.

16. A final PDF map along with GIS shape files a PDF showing the final geographic description shall be submitted to LAFCO prior to the recordation of the Certificate of Completion.
17. If determined required, the boundary description, fees and maps shall meet the requirements in 54902 and 54902.5 of the Government Code and as stated in the State Board of Equalization Change of Jurisdictional Boundary Requirements for Statements, Boundary Description, Maps and Schedule of Processing Fees. If rejected by the State Board of Equalization, Maps and Legal Descriptions will be revised at the expense of the proponents prior to recordation of the Certificate of Completion.
18. All initial and subsequent Boards of Directors shall be elected at large as provided for in the CSD Law. A five-member initial Board of Directors shall be elected prior to Recordation of the Certificate of Completion.

Once the members are appointed, the five members shall classify themselves by lot into two classes one class shall have three members and the other class shall have two members. For the class that has three members, the terms of the offices that begin after the next general district election shall be four years. For the class that has two members, the initial terms of the offices that begin after the next general district election shall be two years. Thereafter, the terms of all members shall be four years.

Terms of office of the elected board members are determined pursuant to the Uniform District Election Law and shall be elected at large.

19. The Southern Cascades Community Services District shall be funded by a special tax approved by the voters residing within the boundaries of the district, and the district shall not be formed unless an adequate funding mechanism has been approved. The language in the Ballot Measure shall substantially conform with the following language:

1. *"Shall the order adopted on December 14th, 2015 by the Local Agency Formation Commission of the County of Lassen ordering the formation of a district in the territory described, known as the Southern Cascades Community Services District be approved?"*

2. *"Shall a measure be adopted to assess a special tax of \$65 per annum per parcel regardless of the size for up to two parcels owned by each unique landowner regardless of which county the parcels are located, the special tax will be authorized only if the Southern Cascades Community Services District is formed and is collected in the same manner as taxes on real property, commencing in the fiscal year after which the voters have authorized the special tax, with the revenue to be used for local ambulance, emergency medial response and training and any lawful purpose of the Southern Cascades Community Services District? (NOTE: Passage of a special tax shall be required for the District to be formed.)"*

Certification of the election results by Lassen and Modoc Counties shall be submitted to LAFCO prior to recordation of the Certificate of Completion.

20. The Modoc and Lassen County Boards of Supervisors are hereby requested to order an election for the at large election of a five-member board of directors and a funding mechanism (special tax) for district operations. Likewise, the Local Agency Formation

Commission hereby requests both Boards of Supervisors to order and call an election by the registered voters residing in the proposed territory at the earliest time possible confirming the formation of this district. The form used for a district formation shall be consistent with the language contained in Government Code Section 57133(k). This formation shall be contingent upon voter approval of a funding mechanism and election of the initial 5-member district board of directors.

21. The Executive Officer is hereby directed to transmit a certified copy of this resolution to each affected agency, as provided in G.C. Section 56853 including the Lassen and Modoc County Clerk and the Lassen and Modoc Co. Board of Supervisors.
22. The Executive Officer is directed to record a Certificate of Completion for this proposal upon completion of all proceedings.
23. Completion of proceedings shall be concluded within one-year after adoption of this resolution. If the proceedings are not concluded within one year after passage of this resolution or if the majority of the votes cast is against the district formation, all proceedings shall be terminated.

The Lassen Local Agency Formation Commission at a regular meeting held on December 14, 2015 by the following roll call vote, duly passed the foregoing resolution:

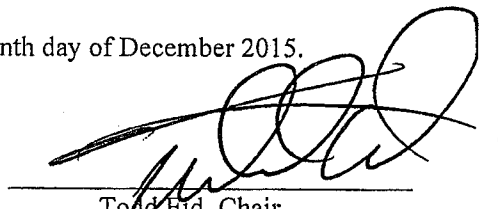
Ayes: Wilson, Chapman, Hemphill and Eid

Noes:

Abstains:

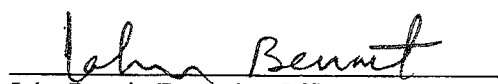
Absent: DeBoer

Signed and approved by me after its passage this fourteenth day of December 2015.



Todd Eid, Chair
Lassen LAFCO

Attest:



John Benoit, Executive Officer

Proposed Southern Economic Dist. (SEED)
Midwest Growth Company, Inc.
11111 West Florida Highway Community College
Miami, Florida 33142

Exhibit B

Southern Cascades CSD Formation

Geographic Description

All that certain real property situates, lying and being in the County of Lassen and the County of Modoc, State of California, Mount Diablo Base and Meridian described as follows:

All of Township 43 North, Range 5 East and Township 43 North, Range 6 East and Township 43 North, Range 7 East and Township 43 North, Range 8 East and Township 42 North, Range 5 East and Township 42 North, Range 6 East and Township 42 North, Range 7 East and Township 42 North, Range 8 East and Township 41 North, Range 5 East and Township 41 North, Range 6 East and Township 41 North, Range 7 East and Township 41 North, Range 8 East and the south half of Township 41 North, Range 9 East and the north half of Township 40 North, Range 5 East and Township 40 North, Range 6 East and Township 40 North, Range 7 East and Township 40 North, Range 8 East and Township 40 North, Range 9 East and the west half of Township 40 North, Range 10 East and Township 39 North, Range 6 East and Township 39 North, Range 7 East and Township 39 North, Range 8 East and Township 39 North, Range 9 East and the west half of Township 39 North, Range 10 East and that portion of the east half of Township 39 North, Range 10 East lying south of the Lassen County boundary line and that portion of Township 39 North, Range 11 East lying south of the Lassen County boundary line and that portion of Township 39 North, Range 12 East lying south of the Lassen County boundary line and the north half and the north half of the south half and the east quarter of the south half of the south half of Township 38 North, Range 6 East and Township 38 North, Range 7 East and Township 38 North, Range 8 East and Township 38 North, Range 9 East and Township 38 North, Range 10 East and Township 38 North, Range 11 East and Township 38 North, Range 12 East and the east half of the east half of Township 37 North, Range 6 East and Township 37 North, Range 7 East and Township 37 North, Range 8 East and Township 37 North, Range 9 East and Township 37 North,

Range 10 East and Township 37 North, Range 11 East and Township 37 North, Range 12 East and the north half of Township 36 North, Range 7 East and the north half of Township 36 North, Range 8 East and Township 36 North, Range 9 East and Township 36 North, Range 10 East and Township 36 North, Range 11 East and Township 36 North, Range 12 East and the east half of Township 35 North, Range 9 East and Township 35 North, Range 10 East and Township 35 North, Range 11 East and Township 35 North, Range 12 East and the south half and the west quarter of the north half of Township 35 North, Range 13 East and Township 34 North, Range 11 East and Township 34 North, Range 12 East and Township 34 North, Range 13 East.

Said territory includes 1670 square miles