

STANISLAUS LOCAL AGENCY FORMATION COMMISSION

AGENDA

SEPTEMBER 27, 2006

6:00 P.M.

JOINT CHAMBERS – BASEMENT LEVEL
TENTH STREET PLACE
1010 10th STREET, MODESTO

Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedure Section 185 which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the Local Agency Formation Commission shall be in English and anyone wishing to address the Commission is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.

Any member of the public may speak on any item, which is on the agenda. Comments by members of the public on an item on the agenda will only be allowed during consideration of the item by the Commission. When the item is called, please raise your hand or approach the podium if you desire to address the Commission.

AMERICANS WITH DISABILITIES ACT: Hearing devices are available for public use. If hearing devices are needed, please contact the LAFCO Clerk at 525-7660. Notification 24 hours prior to the meeting will enable the Clerk to make arrangements.

No correspondence addressed to the Commission, individual Commissioners or staff will be accepted and/or considered unless it has been signed by the author, or sufficiently identifies the person or persons responsible for its creation and submittal.

I. CALL TO ORDER

- A. Pledge of Allegiance to the Flag.
- B. Introduction of Commissioners and Staff.

II. APPROVAL OF MINUTES

- A. Minutes of August 23, 2006 Meeting.

III. CORRESPONDENCE

- A. Specific Correspondence.
 - None.
- B. Informational Correspondence.
 - 1. California Special Districts Association CSDA, Volume 22, Number 7, August, 2006.
 - 2. "The Sphere", CALAFCO Newsletter, September, 2006.
 - 3. Central Valley Farmland Trust, Summer 2006.
- C. "In the News".

IV. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

V. CONSENT ITEM

The following consent item is expected to be routine and non-controversial and will be acted upon by the Commission at one time without discussion, unless a request has been received prior to the discussion of the matter.

- A. **LAFCO APPLICATION NO. 2006-10 – FORMATION OF COUNTY SERVICE AREA (CSA) NO. 23 – HILLSBOROUGH-SCHUTZ (EAST OAKDALE).** A request for the formation of County Service Area (CSA) No. 23, located in the East Oakdale area. The purpose of the CSA is to create a funding mechanism to provide extended County Services for a storm drain system including a river outfall facility. The CSA boundaries will affect approximately 52.44 acres. (Staff Recommends Resolution No. 2006-21.)

VI. ACTION ITEMS

- A. **OUT-OF-BOUNDARY SERVICE APPLICATION – SALIDA SANITARY DISTRICT (FLORY INDUSTRIES).** A request by the Salida Sanitary District to provide sewer service outside its boundaries and sphere of influence, for the proposed building expansion of an existing manufacturing plant known as “Flory Industries”, located at 4737 Toomes Road, Salida. (Staff Recommends Resolution No. 2006-22.)
- B. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO – 505 BROADWAY AVENUE (SHACKELFORD NEIGHBORHOOD).** A request by the City of Modesto to provide sewer service outside its existing boundaries, but within its sphere of influence, to accommodate new residential development at 505 Broadway Avenue, Modesto (Shackelford Neighborhood). (Staff Recommends Resolution No. 2006-23.)
- C. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO – 221 CROCKETT AVENUE (SHACKELFORD NEIGHBORHOOD).** A request by the City of Modesto to provide sewer service outside its existing boundaries, but within its sphere of influence, to accommodate new residential development at 227 Crockett Avenue, Modesto (Shackelford neighborhood). (Staff Recommends Resolution No. 2006-24.)

VII. PUBLIC HEARING

- A. **PUBLIC HEARING – DRAFT COUNTYWIDE FIRE SERVICES MUNICIPAL SERVICE REVIEW.** A power point presentation on the Draft Countywide Fire Services Municipal Service Review (MSR) by Ron Coleman, Consultant with ESCi (Emergency Services Consulting inc.). Following the presentation, the Commission will conduct the Public Hearing on the Draft MSR.

VIII. OTHER BUSINESS

IX. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

X. EXECUTIVE OFFICER'S REPORT

- A. On the Horizon.

XI. PUBLIC COMMENT

XII. ADJOURNMENT

- A. Set the next meeting date of the Commission for October 25, 2006 at 6:00 p.m.
- B. Adjourn.

Campaign Contributions

State law (Government Code Section 84308) requires that a LAFCO Commissioner disqualify herself or himself from voting on an application involving an "entitlement for use" (such as an annexation or sphere amendment) if, within the last twelve months, the Commissioner has received \$250 or more in campaign contributions from an applicant, any financially interested person who actively supports or opposes an application, or an agency (such as an attorney, engineer, or planning consultant) representing an applicant or interested participant. The law also requires any applicant or other participant in a LAFCO proceeding to disclose the amount and name of the recipient Commissioner on the official record of the proceeding. Written or oral disclosure can be made at the beginning of the hearing. The law also prohibits an applicant or other participant from making a contribution of \$250 or more to a LAFCO Commissioner while a proceeding is pending or for three months afterward.

Also pursuant to Government Code Sections 56700.0 and 81000 et seq. any person or combination of persons who directly or indirectly contributes \$1000 or more or expends \$1000 or more in support of or opposition to a change of organization or reorganization that has been submitted to the Commission and will require an election must comply with the reporting and disclosure requirements of the Political Reform Act of 1974.