

# STANISLAUS LOCAL AGENCY FORMATION COMMISSION

## AGENDA

JANUARY 24, 2007

6:00 P.M.

JOINT CHAMBERS – BASEMENT LEVEL  
TENTH STREET PLACE  
1010 10<sup>th</sup> STREET, MODESTO  
[www.stanislauslafco.org](http://www.stanislauslafco.org)

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 the November 27, 2006 Special Meeting.
- B. Minutes of the December 6, 2006 Regular Meeting.

### III. CORRESPONDENCE

- A. Specific Correspondence.
- B. Informational Correspondence.
  - 1. Resolution from the Denair Fire Protection District in Support of the Reconsideration Request of the Oakdale Rural Fire Protection District with Regard to Detachment proceedings before the Local Agency Formation Commission, dated December 5, 2006.
  - 2. "The Sphere", CALAFCO Newsletter, December, 2006.
  - 3. Annual City Annexation Summary for Stanislaus County 1990-2006.

4. Three letters from Christine Ferraro Tallman, Clerk of the City Selection Committee dated December 21, 2006, regarding appointment to City Members to LAFCO.
5. Letter dated January 12, 2007, from a group called "Members of Riverbank Watch", regarding the City of Riverbank's General Plan Update.

C. "In the News".

#### **IV. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS**

#### **V. ACTION ITEMS**

- A. **ELECTION OF OFFICERS FOR FEBRUARY 1, 2007 TO JANUARY 31, 2008.** (Staff Recommends Resolution No. 2007-01.)
- B. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO (921 PARADISE ROAD, MODESTO)** A request to authorize the City of Modesto to provide domestic sewer service outside its boundaries, but within its sphere of influence, to accommodate the conversion of an existing single family home into a retail smog shop, approved by the County Public Works and Planning Departments. The proposed project site is located at 921 Paradise Road, Modesto (APN 030-024-033). (Staff Recommends Resolution No. 2007-02.)

#### **VI. PUBLIC HEARING**

- A. **PUBLIC HEARING – LAFCO APPLICATION NO. 2006-14 – FORMATION OF THE WENDT RANCH – RECLAMATION DISTRICT.** A request to form a new reclamation district to provide for the operation and maintenance of an existing agricultural levee system. The formation of the Wendt Ranch Reclamation District will create a funding mechanism for the maintenance of, and retention of, existing flood control facilities and/or levee system. The project is located within the unincorporated area of Stanislaus County, just east of McHenry Avenue, north of Patterson Road, near the City of Riverbank. There are two Assessor parcels involving totaling approximately 761.46 acres. (Staff Recommends Resolution No. 2007-03.)

#### **VII. OTHER BUSINESS**

#### **VIII. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON**

#### **IX. EXECUTIVE OFFICER'S REPORT**

- A. On the Horizon.

#### **X. PUBLIC COMMENT**

#### **XI. ADJOURNMENT**

- A. Set the next meeting date of the Commission for February 28, 2007 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.

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