



STANISLAUS LOCAL AGENCY FORMATION COMMISSION

AGENDA

AUGUST 27, 2008

6:00 P.M.

JOINT CHAMBERS – BASEMENT LEVEL
TENTH STREET PLACE
1010 10th STREET, MODESTO
www.stanislauslafco.org

PUBLIC COMMENT: 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.

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.

Materials related to an item on this Agenda submitted to the Commission or prepared after distribution of the agenda packet will be available for public inspection in the LAFCO Office at 1010 10th Street, 3rd Floor, Modesto, during normal business hours.

CONSENT CALENDAR: Consent item(s) are denoted with an asterisk (*), which require Commission action, but which following an initial evaluation by staff, has been found to be totally consistent with the spheres of influence, Commission Policies, all applicable general plans, and all landowners have signed the petition for the requested action and is, therefore, **recommended for "routine" approval**. Prior to actual Commission consideration, the Chairperson will ask if anyone present wishes to discuss the consent item. If such a request is made, that item will be reviewed in detail.

NON-CONSENT CALENDAR: These items will be individually discussed and reviewed in detail.

REASONABLE ACCOMMODATIONS: In compliance with the 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.

NOTICE REGARDING NON-ENGLISH SPEAKERS: 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.

1. **CALL TO ORDER**
 - A. Pledge of Allegiance to the Flag.
 - B. Introduction of Commissioners and Staff.
2. **PUBLIC COMMENT**
3. **APPROVAL OF MINUTES**
 - A. Minutes of the July 23, 2008 Meeting.

4. CORRESPONDENCE

- A. Specific Correspondence.
- B. Informational Correspondence.
 - 1. Publication of the California Special District Association (CSDA), Volume 3, Issue 4, July – August, 2008. (Article of Note: Pages 22-23 – “LAFCO Initiated Dissolutions Rare”.)
- C. “In the News”.

5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

6. PUBLIC HEARINGS

***CONSENT ITEMS**

The following consent items are 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. **DENAIR MIDDLE SCHOOL CHANGE OF ORGANIZATION TO THE DENAIR COMMUNITY SERVICES DISTRICT.** A proposal by the Denair Unified School District requesting to annex approximately 20.2 acres to the Denair Community Services District located near the southwest corner of Lester and East Zeering Roads in the Denair area. This item has 100% consent of the landowners within the proposed annexation area. (Staff Recommends Resolution No. 2008-20.)
- *B. **CONSIDERATION OF MSR NO. 08-02 & SOI UPDATES 2008-03 – SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATES FOR THE EAST SIDE AND TURLOCK MOSQUITO ABATEMENT DISTRICTS.** (Staff Recommends Resolution Nos. 2008-22 and 2008-23.)

NON-CONSENT ITEMS

- A. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO – 629 SOUTH 7TH STREET.** A request by the City of Modesto to provide sewer service outside its jurisdictional boundaries to serve a proposed industrial building located at 629 South 7th Street (APN 038-020-025). (Staff Recommends Resolution No. 2008-21.)
- B. **CONSIDERATION OF SOI UPDATE NO. 2008-04 – SPHERE OF INFLUENCE UPDATES FOR THE FOLLOWING RURAL FIRE PROTECTION DISTRICTS: HUGHSON, INDUSTRIAL, KEYES, SALIDA, STANISLAUS CONSOLIDATED, AND WEST STANISLAUS (ROUND 2).** (Staff Recommends Resolution Nos. 2008-24, 25, 26, 27, 28, and 29.)

7. OTHER MATTERS AT THE DISCRETION OF THE CHAIRPERSON

8. EXECUTIVE OFFICER'S REPORT

9. ADJOURNMENT

- A. Set the next meeting date of the Commission for September 24, 2008 at 6:00 p.m.
- B. Adjourn.

Disclosure Requirements

1. Disclosure of Campaign Contributions

If you wish to participate in the following proceedings, you are prohibited from making a campaign contribution of more than \$250 to any commissioner or alternate. This prohibition begins on the date you begin to actively support or oppose an application before LAFCO and continues until three months after a final decision is rendered by LAFCO. No commissioner or alternate may solicit or accept a campaign contribution of more than \$250 from you or your agent during this period if the commissioner or alternate knows, or has reason to know, that you will participate in the proceedings.

If you or your agent have made a contribution of more than \$250 to any commissioner or alternate during the twelve (12) months preceding the decision, that commissioner or alternate must disqualify himself or herself from the decision. However, disqualification is not required if the commissioner or alternate returns the campaign contribution within thirty (30) days of learning both about the contribution and the fact that you are a participant in the proceedings.

2. Lobbying Disclosure

Any person or group lobbying the Commission or the Executive Officer in regard to an application before LAFCO must file a declaration prior to the hearing on the LAFCO application or at the time of the hearing if that is the initial contact. Any lobbyist speaking at the LAFCO hearing must so identify themselves as lobbyists and identify on the record the name of the person or entity making payment to them.

3. Disclosure of Political Expenditures and Contributions Regarding LAFCO Proceedings

If the proponents or opponents of a LAFCO proposal spend \$1,000 with respect to that proposal, they must report their contributions of \$100 or more and all of their expenditures under the rules of the Political Reform Act for local initiative measures to the LAFCO Office