

**MINUTES
LOCAL AGENCY FORMATION COMMISSION
MARCH 22, 2006**

The Local Agency Formation Commission of Stanislaus County met in the Joint Chambers at Tenth Street Place, Basement Level, 1010 10th Street, Modesto, California. The meeting was called to order at 7:00 p.m.

I. CALL TO ORDER

- A. Pledge of Allegiance to Flag. The Chairperson led in the pledge of allegiance to the flag.
- B. Introduction of Commissioners and Staff. The Chairperson led in the introduction of the Commissioners.

Commissioners Present: Barbara Rouse, Chair, Public Member
Arrived at 7:07p.m. John Lazar, Vice-Chair, City Member
 Thomas Mayfield, County Member
 Pat Kuhn, City Member
 William O'Brien, County Member
 Brad Hawn, Alternate City Member
 Tia Saletta, Alternate Public Member

Commissioners Absent: Ray Simon, Alternate County Member

Staff Introduced Themselves:

Staff Present: Fran Sutton-Berardi, Executive Officer
 Dean Wright, LAFCO Counsel
 Marjorie Blom, Assistant Executive Officer
 Debbie Hamilton, Clerk

II. APPROVAL OF THE MINUTES

- A. Minutes of February 22, 2006. It was moved by Commissioner Mayfield, seconded by Commissioner O'Brien, (Commissioner Hawn abstained and Commissioner Saletta was ineligible) to approve the Minutes of the February 22, 2006 meeting. The motion carried with a 4-0 vote of the voting members.
- B. Minutes of March 8, 2006 Special Meeting. It was moved by Commissioner O'Brien, seconded by Commissioner Kuhn, (Commissioner Hawn abstained and Commissioner Saletta was ineligible) to approve the Minutes of the March 8, 2006 Special Meeting. The motion carried with a 4-0 vote of the voting members.

III. CORRESPONDENCE

- A. Specific Correspondence.

A corrected copy of the 2006-07 Proposed Budget Summary page was provided by the Executive Officer regarding Item V-E - Handout.

B. Informational Correspondence.

“The Sphere”, CALAFCO Newsletter, February, 2006 - Received.

C. In the News”.

Newspaper Articles

- The Modesto Bee, February 27, 2006, “Patterson might expand even faster” – Received.
- The Oakdale Leader, March 8, 2006, “Council Moves Plan Forward”- Received.
- Turlock Journal, March 8, 2006, “City to hire 12 firefighters” - Received.
- The Modesto Bee, March 10, 2006, “Developer hopes gamble on Riverbank pays off” - Received.

IV. DECALARATION OF CONFLICTS AND DISQUALIFICATION

None.

V. ACTION ITEMS

- A. **CONSENT ITEM – LAFCO APPLICATION NO. 2006-02 – SERVICE ROAD NO. 1 REORGANIZATION TO THE CITY OF CERES** (Staff Recommended Resolution No. 2006-04); and,
- B. **CONSENT ITEM – AMENDMENT OF CONFLICT OF INTEREST CODE** (Staff Recommended Resolution No. 2006-05).
Moved by Commissioner Mayfield, seconded by Commissioner O’Brien and carried with a 5-0 vote (Commissioner Saletta was ineligible) to approve the two consent items as recommend.
- C. **PUBLIC HEARING - LAFCO APPLICATION NO. 2006-01 – EAST TUOLUMNE MASTER PLAN TO THE CITY OF TURLOCK.**
Staff presented the proposal with the recommendation for approval.
Commissioner Lazar arrived at 7:07 p.m.
Public hearing opened.
FAVOR: Charlie Woods, Community Development Director, City of Turlock; Chief Mark Langley, Turlock City Fire Department

OPPOSITION: Chief Karl Curnow, Denair Fire Protection District.
Public hearing closed.
Moved by Commissioner Kuhn, seconded by Commissioner Lazar and carried with a 4-1 vote (Commissioner Rouse voted against the proposal and Commissioners Hawn and Saletta were ineligible) that the Commission adopt Resolution No. 2006-06.

D. PUBLIC HEARING – ADOPTION OF MSR & SOI UPDATE NO. 2006-01 – SALIDA SANITARY DISTRICT.

Public hearing opened.

FAVOR: Stewart James, Attorney for the Salida Sanitary District.

OPPOSITION: No one spoke.

Public hearing closed.

Commission requested to continue this matter to the May 24, 2006 meeting in order to obtain further information clarifying the actual capacity data from the Salida Sanitary District.

Moved by Commissioner Lazar, seconded by Commissioner Kuhn and carried with a 5-0 vote (Commissioners Hawn and Saletta were ineligible) to continue the public hearing to the May 24, 2006 meeting.

E. PUBLIC HEARING – ADOPTION OF PROPOSED LAFCO BUDGET FOR FISCAL YEAR 2006-07

The Executive Officer presented the proposed budget, and recommended approval with the indicated correction to the proposed budget summary page to include the CALAFCO dues reflected in the narrative portion.

Public hearing opened.

FAVOR: No one spoke

OPPOSITION: No one spoke

Public hearing closed.

Moved by Commissioner Mayfield, seconded by Commissioner Kuhn and carried with a 5-0 vote (Commissioners Hawn and Saletta were ineligible) that the Commission adopt Resolution 2006-08, with the correction to the budget summary, as identified.

VI. OTHER BUSINESS

None.

VII. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

Commissioner Mayfield presented Fran Sutton-Berardi, upon her retirement, a plaque, on behalf of the Commission, commending her for her excellent service during her term as LAFCO Executive Officer. Commissioner O'Brien also presented a Resolution from the Board of Supervisors for her long term public service to Stanislaus County.

VIII. EXECUTIVE OFFICER'S REPORT

A. On the Horizon.

The Executive Officer informed the Commission of the following items scheduled for the upcoming meeting of April 26, 2006:

- 1 An entire Island annexation initiated by the City of Turlock, consisting of about 10 acres.

2. A presentation from Fire Consultant, Ron Coleman on the Draft MSR. Staff does not anticipate the draft to be available to the public until shortly after this meeting.

Future Upcoming Agendas:

1. Consideration of the Final Budget on May 24, 2006.
2. A proposal from the City Riverbank to annex for the Ammunition Plant.
3. Hughson SOI Expansion request is close to submittal. City of Hughson representation have met with County Representatives to address concerns.
4. Modesto City Schools will be requesting out-of-boundary sewer service from the Salida Sanitary District for the new Gregori High School. School construction is anticipated to begin in spring 2007.
5. Proposals by the City of Oakdale which include the East F Street and Industrial area annexations.
6. An inquiry regarding the process for dissolution of the Industrial Fire Protection District was made by Mick Krausnick, County Counsel and a representative from the Industrial Fire Protection District.
7. The Executive Officer reported that the County's Personnel Department would provide any assistance requested for the recruitment of an Assistant Executive Officer. Potential red flags were pointed out regarding the uncertainty of the position and the ability to attract a full pool of candidates, which could lead to additional time and costs to conduct a second recruitment when the position is actually open.
8. The Executive Office informed the Commission that the work load could be increasing substantially. If this does occur while the LAFCO Office is short staffed, the Commission should consider taking action to formally direct the Executive Officer to schedule proposals when they can be accommodated by Staff within State law requirements, rather than in accordance with the identified normal two month filing schedule.
9. The Executive Officer requested that the Commission consider changing the start time of the April 26 meeting from 7:00 p.m. to 6:00 p.m. Motion by Commissioner O'Brien seconded by Commissioner Mayfield to start the April 26, 2006 meeting at 6:00 p.m. The motion carried with a 5-0 vote of the voting members.

Commissioner Mayfield asked if all future LAFCO meetings could begin at 6:00 p.m. and Commissioner O'Brien directed staff to put an item on the April 26, 2006 meeting for consideration and action.

IX. PUBLIC FORUM

None.

IX. ADJOURNMENT

- A. Set meeting date and time. The next meeting date and time is April 26, 2006 at 6:00 p.m.
- B. The meeting was adjourned at 8:37 p.m.

ATTEST:

Marjorie Blom
Interim Executive Officer

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