

**MINUTES
LOCAL AGENCY FORMATION COMMISSION
SEPTEMBER 27, 2006**

The Stanislaus Local Agency Formation Commission met in the Joint Chambers at Tenth Street Place, Basement Level, 1010 10th Street, Modesto, California. The meeting was called to order at 6:00 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
Thomas Mayfield, County Member
Arrived at 6:05 p.m. Pat Kuhn, City Member
William O'Brien, County Member
Brad Hawn, Alternate City Member

Commissioners Absent: John Lazar, Vice-Chair, City Member
Tia Saletta, Alternate Public Member
Ray Simon, Alternate County Member

The Staff introduced themselves:

Staff Present: Marjorie Blom, Executive Officer
Dean Wright, LAFCO Counsel
Debbie Hamilton, LAFCO Clerk

II. APPROVAL OF THE MINUTES

- A. Minutes of August 23, 2006. It was moved by Commissioner Mayfield, seconded by Commissioner O'Brien, to approve the Minutes of the August 23, 2006 meeting. The motion carried with a 4-0 vote of the voting members.

III. CORRESPONDENCE

- A. Specific Correspondence.
 - 1. Letter from Steve Knell, Oakdale Irrigation District, dated September 27, 2006 regarding Item No. V:1, LAFCO Application No. 2006-10 – Formation of County Service Area (CSA) No. 23 – Hillsborough-Schutz (East Oakdale).
- B. Informational Correspondence.
 - 1. California Special Districts Association CSDA, Volume 22, Number 7, August, 2006 - Received.

2. "The Sphere", CALAFCO Newsletter, September, 2006 - Received
3. Central Valley Farmland Trust, Summer, 2006 - Received.

C. "In the News:

- The Riverbank News, July 26, 2006, "Riverbank's Expansion Worries Oakdale Neighbors" - Received.
- The Riverbank News, August 9, 2006, "General Plan Alternatives On Council Agenda" - Received.
- The Riverbank News, August 16, 2006, "Council Accepts General Plan Preferred Alternative" - Received.
- The Modesto Bee, August 25, 2006, "Oakdale growth passes hurdle" - Received.
- The Modesto Bee, August 25, 2006, "Valley paving over its farms" - Received.
- The Oakdale Leader, August 30, 2006, "City's Annexation Approved Despite Rural Fire Concerns" - Received.
- The Oakdale Leader, August 30, 2006, "Fire District Clarifies Position" - Received.
- The Modesto Bee, August 31, 2006, "FIRE AGENCIES FAULTED" - Received.
- The Modesto Bee, August 31, 2006, "Districts gone but paychecks are still coming" - Received.
- The Modesto Bee, September 10, 2006, "4 islands get quick sheriff's response" - Received.
- The Modesto Bee, September 16, 2006", Fire protection agency 's budget has wiggle room" - Received.
- The Modesto Bee, September 17, 2006, "**Opinions** – Fire Study Sounds the Alarm" - Received.

IV. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

V. CONSENT ITEM

The following item was removed from consent at the request of the Oakdale Irrigation District and placed by the Chair under VI. Action Item (D).

- A. **LAFCO APPLICATION NO. 2006-10 – FORMATION OF A COUNTY SERVICE AREA (CSA) NO. 23 – HILLSBOROUGH-SCHUTZ (EAST OAKDALE).**

VI. ACTION ITEMS

- A. **OUT-OF-BOUNDARY SERVICE APPLICATION – SALIDA SANITARY DISTRICT (FLORY INDUSTRIES).**

Staff presented the proposal with the recommendation for approval.

6:05 p.m. Commissioner Kuhn Arrived.

Darin Denlinger spoke on behalf of Flory Industries.

Moved by Commissioner O'Brien, seconded by Commissioner Mayfield and carried with a 5-0 vote that the Commission adopt Resolution No. 2006-22.

- B. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO – 505 BROADWAY AVENUE (SHACKELFORD NEIGHBORHOOD).**

Staff presented the proposal with the recommendation for approval.

Moved by Commissioner Mayfield, seconded by Commissioner O'Brien and carried with a 5-0 vote that the Commission adopt Resolution No. 2006-23.

- C. **OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF MODESTO – 221 CROCKETT AVENUE) SHACKELFORD NEIGHBORHOOD).**

Staff presented the proposal with the recommendation for approval.

Moved by Commissioner Mayfield, seconded by Commissioner O'Brien and carried with a 5-0 that the Commission adopt Resolution No. 2006-24.

- D. **LAFCO APPLICATION NO. 2006-10 – FORMATION OF A COUNTY SERVICE AREA (CSA) NO. 23 – HILLSBOROUGH-SCHUTZ (EAST OAKDALE).**

Moved by Commissioner Kuhn, seconded by Commissioner Mayfield and carried with a 5-0 vote to continue the proposal to the next meeting of October 25, 2006 to obtain information from Stanislaus County Public Works Department and Oakdale Irrigation District.

VII. PUBLIC HEARING

- A. **PUBLIC HEARING – DRAFT COUNTYWIDE FIRE SERVICES MUNICIPAL SERVICE REVIEW.**

Ron Coleman, Consultant with ESCi (Emergency Services Consulting inc.) presented a power point presentation on the Draft Countywide Fire Services Municipal Service.

Following the Presentation, the Chair opened the Public Hearing at 7:28 p.m.

Jim Miguel, City of Modesto Fire Chief, representing the County Fire Chief's Association, noted the following: 1) the Fire Chiefs Association would like the opportunity to meet with the Consultant to have a one on one conversation with the Consultant; 2) the Fire Departments would like to see the MSR both corrected and for those issues that may be determined by LAFCO not to be relevant to be taken out of the MSR. They would like to see the comment letters received on the draft to be included in an appendix to the final MSR; and 3) The Fire Districts would appreciate the same 30 day review period on the Final Draft document prior to Commission action.

Chairperson Rouse requested to be noticed of the Fire Chief Association Meeting so she could attend on behalf of the Commission.

Tom Burns, Chairman of the Board of Directors of the Salida Fire District, stated he believes the districts are doing well and that they may not be represented in the report. He indicated he liked what the Salida Fire District is doing and planning, which should be reflected in the report.

Pam Hillar, Board Member, Burbank-Paradise Fire District reiterated what Tom Burns stated that there is a lot of information included in the study but a lot of information was left out.

Commissioner Kuhn stated that she had concerns regarding inaccuracies and misguided information in the draft MSR. She noted into the record several sections and specific pages which needed correction and/or clarification prior to completion of the Final MSR.

Tom Burns, returned to the Podium and indicated that the Commission should consider having district representation on LAFCO.

Diane Casale, a resident of Waterford spoke in support of the rural fire departments.

Public hearing closed at 8:12 p.m.

VIII. OTHER BUSINESS

None.

IX. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

None.

X. EXECUTIVE OFFICER'S REPORT

A. On the Horizon. The Executive Officer informed the Commission of the following upcoming items:

1. Staff has received a request for reconsideration on the three Oakdale projects from the Law Offices of William D. Ross, which is tentatively scheduled for the October 25, 2006.
2. Formation of CSA No. 25, Suncrest II in Denair.
3. Two Out-of-Boundary Service Applications from the City of Modesto for the Shackelford Neighborhood.
4. Staff is holding their second interviews for the Assistant Executive Officer and has excellent candidates.

XI. PUBLIC COMMENT

None.

X. ADJOURNMENT

- A. Set meeting date and time. The next meeting date and time is October 25, 2006 at 6:00 p.m.
- B. The meeting was adjourned at 8:30p.m.

Marjorie Blom
Executive Officer

(The above are action minutes of the LAFCO Commission. Complete tape(s) of the meeting are available from the LAFCO Clerk at (209) 525-7660.)

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