



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES OCTOBER 24, 2007

The Stanislaus Local Agency Formation Commission met in the Joint Chambers at Tenth Street Place, Basement Level, 1010 10<sup>th</sup> Street, Modesto, California. The meeting was called to order at 6:00 p.m.

#### 1. 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: Brad Hawn, Chair, City Member  
William O'Brien, Vice-Chair, County Member  
Ken Lane, City Member  
Thomas Mayfield, County Member  
John Fantazia, Alternate City Member  
Barbara Rouse, Public Member

Commissioners Absent: Jim DeMartini, Alternate County Member  
Tia Saletta, Alternate Public Member

The Executive Officer introduced the Staff.

Staff Present: Marjorie Blom, Executive Officer  
Dean Wright, LAFCO Counsel  
Sara Lytle-Pinhey, Assistant Executive Officer  
Debbie Hamilton, Clerk to the Commission

#### 2. PUBLIC COMMENT

None.

#### 3. APPROVAL OF THE MINUTES

- A. Minutes of September 26, 2007. It was moved by Commissioner Lane, seconded by Commissioner Mayfield, to approve the Minutes of the September 26, 2007 meeting. The motion carried with a 4-0 vote of the voting members. (Commissioner Rouse abstained and Commissioner Fantazia was ineligible.)

#### 4. CORRESPONDENCE

##### A. Specific Correspondence

1. Letter dated October 11, 2007 from Joe R. Summers regarding Agenda Item No. 6A – Handout.
2. Letter dated October 22, 2007 from Joseph E. Donabed, City Manager, City of Hughson, regarding Agenda Item No. 6A – Handout.
3. Letter dated October 23, 2007 from the Hughson Fire Department from Kevin Voss, Chairman of the Board, regarding Agenda Item No. 6A – Handout.

##### B. Informational Correspondence

1. Publication of the California Special District Association (CSDA), Volume 2, September-October, 2007 – Received.

##### C. “In the News”

- The Modesto Bee, September 20, 2007, “Stanislaus County backs fire proposals” - Received.
- Patterson Irrigator, September 22, 2007, “City responds to claims it lacks space for jobs” - Received.
- The Oakdale Leader, September 26, 2007, “City To Implement Three New Specific Plans” - Received.
- The Modesto Bee, October 1, 2007, “Funding on ballot for fire, police” - Received.
- The Modesto Bee, October 3, 2007, “MJC’s Patterson land deal falls through” - Received.
- Patterson Irrigator, October 3, 2007, “Council, commission dive into general plan” - Received.
- Patterson Irrigator, October 6, 2007, “Officials scale back proposed population growth” - Received.
- The Modesto Bee, October 8, 2007, “County composes initiative on sprawl” - Received.
- The Modesto Bee, October 10, 2007, “Hughson OKs forming fire tax district” - Received.
- The Oakdale Leader, October 10, 2007, “Knights Ferry Water Rights Battle Looms” – Received.
- The Westside Index, October 11, 2007, “Water worries loom for '08 - Received.”

- The Westside Index, October 11, 2007, "Gustine's ag buffer zone gains LAFCO approval - Received."

## 5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

## 6. PUBLIC HEARINGS

### A. LAFCO APPLICATION NO. 2007-04 – HENDLEY CHANGE OF ORGANIZATION TO THE CITY OF HUGHSON (CONTINUED FROM AUGUST 22, 2007).

Sara Lytle-Pinhey, Assistant Executive Officer, presented the proposal with the recommendation for denial, Option 2.

Chair Hawn opened the Public Hearing at 6:17 p.m.

**FAVOR:** Michael McGrew, Neumiller & Beardslee representing the City of Hughson; David Chase, Public Works Director and City Engineer, City of Hughson; Scott Dorius, representing the property owner.

**OPPOSITION:** Gus Villarreal, speaking on behalf of the Hughson Fire Protection District, read a letter to the Commission from Kevin Voss, Chairman of the Board Hughson Fire Protection District; Sean Conway representing Joe Summers, property owner within the existing city limits, read a letter to the Commission from Mr. Summers.

**REBUTTAL:** None.

Chair Hawn closed the Public Hearing at 6:56 p.m.

Moved by Commissioner Mayfield, seconded by Commissioner Lane and carried with a 4-1 vote (Commissioners Hawn, Lane, Mayfield, and O'Brien voted for the proposal and Commissioner Rouse voted against the proposal; Commissioner Fantazia was ineligible) that the Commission adopt Resolution No. 2007-13, approving the Hendley Change of Organization to the City of Hughson.

### B. LAFCO APPLICATION NO. 2007-08 – MITCHELL-SERVICE REORGANIZATION TO THE CITY OF CERES.

Sara Lytle-Pinhey, Assistant Executive Officer, presented the proposal with the recommendation for approval.

Chair Hawn opened the Public Hearing at 7:07 p.m.

**FAVOR:** Tom Westbrook, Senior Planner for the City of Ceres.

**OPPOSITION:** None.

**REBUTTAL:** None.

Chair Hawn closed the Public Hearing at 7:09 p.m.

Moved by Commissioner Lane, seconded by Commissioner Rouse and carried with a 5-0 vote (Commissioner Fantazia was ineligible) that the Commission adopt Resolution No. 2007-21, approving the Mitchell-Service Reorganization to the City of Ceres.

### C. SOI MODIFICATION NO. 2007-04 AND LAFCO APPLICATION NO. 2007-09 – CHANGE OF ORGANIZATION TO THE SALIDA SANITARY DISTRICT (MODESTO CHRISTIAN SCHOOL).

Marjorie Blom, Executive Officer, presented the proposal with the recommendation for approval.

Chair Hawn opened the Public Hearing at 7:14 p.m.

**FAVOR:** Scott Brown, Chief Financial Officer for the Modesto Christian School and the Modesto Neighborhood Church; Linda Walker, District Manager, Salida Sanitary District.

**OPPOSITION:** None.

**REBUTTAL:** None.

Chair Hawn closed the Public Hearing at 7:16 p.m.

Moved by Commissioner Mayfield, seconded by Commissioner O'Brien and carried with a 5-0 vote (Commissioner Fantazia was ineligible) that the Commission adopt Resolution No. 2007-22, approving the SOI Modification and the Change of Organization to the Salida Sanitary District (Modesto Christian School).

**7. OTHER BUSINESS**

None.

**8. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON**

None.

**9. EXECUTIVE OFFICER'S REPORT**

A. On the Horizon.

1. December 5, 2007 Agenda:

- a. Annexation request to the City of Modesto.
- b. LAFCO Processing Fee and Deposit Schedule Update.
- c. Robert Shibatani, Hydrologist will provide a water presentation.

2. Other Matters:

- a. The Annual County Planning Commissioner's Workshop is scheduled to be held on Saturday, January 26, 2008 in Oakdale.
- b. Dean Wright, LAFCO Counsel will not be attending the LAFCO meeting on December 5, 2007.

**11. ADJOURNMENT**

A. Set meeting date and time. The next meeting date and time is December 5, 2007 at 6:00 p.m.

B. The meeting was adjourned at 7:35 p.m.

**SIGNED COPY ON FILE**

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Marjorie Blom  
Executive Officer