



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES

SEPTEMBER 24, 2008

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. Commissioner Hawn, City Member, led in the pledge of allegiance to the flag.
- B. Moment of Silence for John Shores, Former LAFCO Commissioner.
- C. Introduction of Commissioners. Brad Hawn, City Member, led in the introduction of the Commissioners and Staff.

Commissioners Present: Brad Hawn, City Member  
Jim DeMartini, County Member  
Tia Saletta, Public Member  
Dick Monteith, Alternate County Member  
Barbara Rouse, Alternate Public Member

Commissioners Absent: Thomas Mayfield, Chair, County Member  
Ken Lane, Vice-Chair, City Member  
John Fantazia, Alternate City Member

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

#### 2. PUBLIC COMMENT

None.

#### 3. APPROVAL OF THE MINUTES

- A. Minutes of August 27, 2008. It was moved by Commissioner DeMartini, seconded by Commissioner Saletta, to approve the Minutes of the August 27, 2008 meeting. The motion carried with a 4-0 vote of the voting members. (Commissioner Rouse was ineligible.)

#### 4. CORRESPONDENCE

A. Specific Correspondence.

None.

B. Informational Correspondence.

1. Letter dated September 3, 2008 from Karri Hammerstrom, with Cilion, Inc., requesting to withdraw Cilion's application to annex into the Keyes Community Services District - Received.
2. Letter dated September 10, 2008, from John P. Doering, Stanislaus County Counsel, regarding information on State law (AB 1234), which requires mandatory ethics training for specified local officials (including LAFCO Commissioners) - Received.
3. CALAFCO Flyer regarding an upcoming "Assessing Wastewater Infrastructure and Capacity" Workshop to be held October 24, 2008, in Los Angeles - Received.
4. "The Sphere", CALAFCO Newsletter, September, 2008 – Received.
5. Letter dated September 12, 2008, from Peter Herzog, Orange County LAFCO Commissioner regarding SB 375 – Handout.

C. "In the News":

- Patterson Irrigator, August 23, 2008, "New business park approved" - Received.
- The Modesto Bee, August 26, 2008, "Water atlas provides county with a starting point" – Received.
- Manteca Bulletin.com, August 27, 2008, "Manure power to the people" - Received.
- Patterson Irrigator, August 27, 2008, "Development west of I-5 revisited" - Received.
- The Modesto Bee, September 1, 2008, "Oakdale: New step to control growth" - Received.
- The Modesto Bee, September 3, 2008, "Community activist John Shores, 81, dies" - Received.
- Patterson Irrigator, September 9, 2008, "Going Once, Going Twice ..." – Received.
- The Modesto Bee, September 9, 2008, "Looking ahead to development" - Received.

- The Modesto Bee, September 10, 2008, "Tivoli annexation leaps last barrier"  
– Received.

## 5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

## 6. PUBLIC HEARINGS

### \*CONSENT ITEMS

\*A. **CONSIDERATION OF MSR NO. 08-03 & SOI UPDATE NO. 2008-05 – SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATES FOR THE ORESTIMBA AND SAND CREEK FLOOD CONTROL DISTRICTS.**

Moved by Commissioner DeMartini, seconded by Commissioner Saletta, and carried with a 4-0 vote (Commissioner Rouse was ineligible) that the Commission adopt Resolution Nos. 2008-30 and 2008-31, approving the Service Review and Sphere of Influence Updates for the Orestimba and Sand Creek Flood Control Districts.

### NON-CONSENT ITEMS

B. **LAFCO APPLICATION NO. 2008-05 – A REORGANIZATION CONSISTING OF THE FORMATION OF A NEW COUNTY SERVICE AREA (CSA) NO. 26 (KEYES) AND THE SIMULTANEOUS DISSOLUTION OF COUNTY SERVICE AREAS: CSA NO. 6 (RAYMOND TRACT); CSA NO. 13 (LA JOLLA); AND CSA NO. 17 (SUNRAY ESTATES).**

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

Commissioner Hawn opened the Public Hearing at 6:09 p.m.

**FAVOR:** No one spoke.

**OPPOSITION:** No one spoke.

Commissioner Hawn closed the Public Hearing at 6:10 p.m.

Moved by Commissioner Saletta, seconded by Commissioner Monteith and carried with a 4-0 vote (Commissioner Rouse was ineligible) that the Commission adopt Resolution No. 2008-32, approving the Reorganization consisting of the Formation of County Service Area (CSA) No. 26 (Keyes) and the simultaneous dissolution of the following County Service Areas: CSA No. 6 (Raymond Tract); CSA No. 13 (La Jolla); and CSA No. 17 (Sunray Estates).

## 7. OTHER BUSINESS

The Commission acknowledged the receipt of the following:

A. 2009 LAFCO Calendar.

Commissioner DeMartini requested to cancel the October 28, 2009 Meeting due to the CALAFCO Annual Conference scheduled for October 27-31, 2009 in Yosemite.

B. The Executive Officer's Legislative Update Report.

Moved by Commissioner Monteith, seconded by Commissioner Saletta, and carried with a 4-0 vote (Commissioner Rouse was ineligible) to accept the Executive Officer's Legislative Update Report.

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

None.

**9. EXECUTIVE OFFICER'S REPORT**

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

1. There are no items for the October 22<sup>nd</sup> Meeting.

2. Upcoming Matters for December 3, 2008 Agenda:

A. Municipal Service Reviews and Sphere of Influence Updates for Cemetery and Water Districts.

B. Staff will provide the results of the County Internal Audit Report for Fiscal Years 2005-2008.

C. County NEOGOV Process and the Clerk Reclassification:

Staff is working on LAFCO Staff job descriptions for Commission approval and the Clerk's Reclassification. Upon approval, Staff will submit the new job descriptions to the Stanislaus County CEO, HR Division, to place in the new County NEOGOV system. No costs are associated with these matters.

3. Staff requested permission to close the Office on Friday, December 26, 2008 and Friday, January 2, 2009. Staff will utilize their own vacation time. By agreement, the Commission authorized Staff to close the Office on Friday, December 26, 2008 and Friday, January 2, 2009.

**10. ADJOURNMENT**

A. Set meeting date and time. The Commission cancelled the Regular Meeting of October 22, 2008, and scheduled the next meeting date and time for December 3, 2008 at 6:00 p.m.

B. The meeting was adjourned at 6:23 p.m.

**SIGNED COPY ON FILE**

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Marjorie Blom, Executive Officer

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