



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES APRIL 22, 2009

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 6:01 p.m.

#### 1. CALL TO ORDER

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

Commissioners Present: Ken Lane, Chair, City Member  
Jim DeMartini, Vice-Chair, County Member  
Brad Hawn, City Member  
William O'Brien, County Member  
Tia Saletta, Public Member  
Charlie Goeken, Alternate City Member  
Vito Chiesa, Alternate County Member  
Barbara Rouse, Alternate Public Member

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

#### 2. PUBLIC COMMENT

None.

#### 3. APPROVAL OF THE MINUTES

- A. Minutes of March 25, 2009. It was moved by Commissioner O'Brien, seconded by Commissioner Hawn, (Commissioners Chiesa, Goeken and Rouse were ineligible to vote) to approve the Minutes of the March 25, 2009 meeting. The motion carried with a 5-0 vote of the voting members.

#### **4. CORRESPONDENCE**

##### **A. Specific Correspondence.**

1. A letter from Dr. D. Roe Darnell, Yosemite Community College District, dated April 8, 2009, regarding Agenda Item No. 7:A - Received.
2. A letter from Patrick J. Sweeney, Superintendent, Patterson Joint Unified School District, dated April 9, 2009, regarding Agenda Item No. 7:A - Received.
3. A letter from Margo Arnold, CEO/Administrator, Del Puerto Health Care District, dated April 9, 2009, regarding Agenda Item No. 7:A - Received.
4. A letter from Becky Campo, Mayor, City of Patterson, regarding Agenda Item No. 7:A - Handout.

##### **B. Informational Correspondence.**

1. CALAFCO University-SB375 Course Materials (provided at the meeting) - Handout.
2. "The Sphere", CALAFCO Newsletter, April 2009 - Handout.

##### **C. "In the News":**

- The Modesto Bee, March 29, 2009, "Eager To Grow" - Received.
- The Modesto Bee, March 29, 2009, "Patterson surpasses all, with city land swelling 250%" - Received.
- Patterson Irrigator, April 1, 2009, "Commissioners approve city expansion for industrial park" - Received.
- The Oakdale Leader, April 8, 2009, "OID To Get Allotment" - Received.
- Patterson Irrigator, April 9, 2009, "Land donation for MJC site made official" - Received.
- Vallejo Times-Herald, April 7, 2009, "Disincorporation is buzzword in Vallejo" - Received.

#### **5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS**

Commissioner Hawn declared a conflict with Item 7:A, Out-of-Boundary Service Application - City of Patterson (YCCD-MJC Patterson Learning Center), as his firm has done engineering services for YCCD.

**6. OTHER BUSINESS**

**A. Third-Quarter Budget Report for Fiscal Year 2008-2009 (Staff Recommendation – Accept Report).**

Moved by Commissioner Hawn, second by Commissioner DeMartini, and carried with a 5-0 vote (Commissioners Chiesa, Goeken and Rouse were ineligible) to accept the Third-Quarter Budget Report for Fiscal Year 2008-2009.

**7. PUBLIC HEARINGS**

**A. OUT-OF-BOUNDARY SERVICE APPLICATION – CITY OF PATTERSON (YCCD-MJC PATTERSON LEARNING CENTER).**

Commissioner Hawn stepped down from the Dais and left the Chambers at 6:07 p.m.

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

Chair Lane opened the Public Hearing at 6:12 p.m.

**FAVOR:** No one spoke.

**OPPOSITION:** No one spoke.

Chair Lane closed the Public Hearing at 6:13 p.m.

Moved by Commissioner DeMartini, seconded by Commissioner Saletta, and carried with a 5-0 vote (Commissioner Hawn was disqualified and Commissioners Chiesa and Rouse were ineligible) that the Commission adopt Resolution No. 2009-06, approving the Out-of-Boundary Service Application for the City of Patterson (YCCD-MJC Patterson Learning Center).

Commissioner Hawn returned to the Dais at 6:15 p.m.

**B. ADOPTION OF THE PROPOSED LAFCO BUDGET FOR FISCAL YEAR 2009-2010.**

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

Chair Lane opened the Public Hearing at 6:27 p.m.

**FAVOR:** No one spoke.

**OPPOSITION:** No one spoke.

Chair Lane closed the Public Hearing at 6:29 p.m.

Moved by Commissioner Hawn, seconded by Commissioner O'Brien, and carried with a 5-0 vote (Commissioners Chiesa, Goeken and Rouse were ineligible) that the Commission adopt Resolution No. 2009-07, with the direction to Staff to provide further budget reductions to be incorporated into the Final Budget for Fiscal Year 2009-2010.

**C. ALTERNATE PUBLIC MEMBER RECRUITMENT/SELECTION.**

The LAFCO Personnel Committee recommended appointment of candidate Ron Freitas as Alternate Public Member.

Chair Lane opened the Public Hearing at 6:35 p.m.

**FAVOR:** Ron Freitas introduced himself to the Commission and provided a summary of his qualifications and background.

**OPPOSITION:** No one spoke.

Chair Lane closed the Public Hearing at 6:39 p.m.

Moved by Commissioner Hawn, seconded by Commissioner O'Brien, and carried with a 4-0 vote (Commissioners Chiesa, Goeken, Rouse, and Saletta were ineligible) that the Commission adopt Resolution No. 2009-08, approving the appointment of Ron Freitas as Alternate Public Member.

**8. PRESENTATION**

- A. Chair Lane presented Barbara Rouse with a plaque recognizing her years of dedicated service as a Public Member from August 2001 through May 2009. Commissioner Rouse expressed her appreciation to the Commission and Staff for all their hard work.

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

None.

**10 EXECUTIVE OFFICER'S REPORT**

- A. On the Horizon. The Executive Officer informed the Commission of the following anticipated matters for the May 27<sup>th</sup> Meeting:
1. The Final Fiscal Year 2009-2010 Budget.
  2. Municipal Service Review and Sphere of Influence Updates on the Knights Ferry, Keyes and Denair Community Services Districts
- B. Upcoming Matters for the June 24<sup>th</sup> Meeting:
1. Municipal Service Reviews.
  2. An annexation to the Oakdale Irrigation District.
- C. Other Matters:
1. The LAFCO Office will be closed on April 29-May 1, as Staff will be attending the CALAFCO Annual Staff Workshop in Shell Beach. Staff will check for messages and will post office closure at the 3<sup>rd</sup> Floor reception/front counter and on the website.
  2. The SB375 Course Materials Binder sponsored by CALAFCO is provided to the Commissioners.

**10. ADJOURNMENT**

- A. Set Meeting Date and Time. The next meeting date and time is May 27, 2009 at 6:00 p.m.
- B. The meeting was adjourned at 6:46 p.m.

**SIGNED COPY ON FILE**

Marjorie Blom, Executive Officer

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