



STANISLAUS LOCAL AGENCY FORMATION COMMISSION

MINUTES

JULY 22, 2009

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.

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
Charlie Goeken, Alternate City Member
Vito Chiesa, Alternate County Member
Ron Freitas, Alternate Public Member

Commissioners Absent: Tia Saletta, 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 May 27, 2009. It was moved by Commissioner Goeken, seconded by Commissioner DeMartini, (Commissioners Hawn and O'Brien abstained and Commissioner Freitas was ineligible) to approve the Minutes of the May 27, 2009 meeting. The motion carried with a 3-0 vote of the voting members.

4. CORRESPONDENCE

A. Specific Correspondence.

None.

B. Informational Correspondence.

1. CALAFCO University Course Materials from the Fire District Consolidation Workshop (Attended by the Executive Officer on June 5, 2009) – Received.
2. Letter dated June 10, 2009, from the Fresno LAFCO Host Committee Regarding the 2009 CALAFCO Conference at Tenaya Lodge, Yosemite – October 28-30, 2009 – Received.
3. Letter dated June 24, 2009, from Chris Tooker, CALAFCO Chair; Regarding Nominations for CALAFCO Board of Directors – Received.
4. Publication of the California Special District Association (CSDA) Volume 4, Issue 3, May - June, 2009 – Received.
5. Annual Conference Brochure of the California Special District Association (CSDA), September 21-24, 2009 – Received.
6. Letter dated July 14, 2009, from Stephen Mayotte, President, Stanislaus County Fire Chiefs' Association, regarding Fire Service Consolidation/Annexation – Handout.

C. In the News:

- The Turlock Journal, June 2, 2009, "Mosquito districts bitten by court decision, reduced tax dollars" – Received.
- The Turlock Journal, June 20, 2009, "History – District, Formed in 1871, Turned Desert Into Oasis" – Received.
- The Modesto Bee, July 6, 2009, "Sewer lines and annexes are eyed" – Received.
- The Modesto Bee, July 8, 2009, "Voters get a say on 5 annexation areas" – Received.
- The Riverbank News, July 8, 2009, "Redevelopment Eyed For Ammo Plant" – Received.
- The Modesto Bee, July 10, 2009, "Modesto puts off annexing islands" – Received.

Other News:

- Merced Sun Star, June 1, 2009, "Merced's water bottled by Safeway, resold at a profit" – Received.
- Central Valley Business Journal, July 2, 2009, "Groundwater quality growing concern" – Received.
- Manteca Record, July 17, 2009, "Annexation growth takes toll on fire protection" – Handout.

5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

6. CONSENT ITEMS*

- *A. **CONSIDERATION OF MSR NO. 09-01 AND SOI NO. 2009-01 – MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATES FOR THE DENAIR AND KEYES COMMUNITY SERVICES DISTRICTS.** Staff Recommended approval of Resolution Nos. 2009-10 and 2009-11.
- *B. **CONSIDERATION OF MSR NO. 09-02 AND SOI NO. 2009-02 - MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE KNIGHTS FERRY COMMUNITY SERVICES DISTRICT.** Staff Recommended approval of Resolution No. 2009-12.
- *C. **CONSIDERATION OF MSR NO. 09-03 AND SOI NO. 2009-03 – MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATES FOR THE EASTIN, EL SOLYO, DEL PUERTO, AND OAK FLAT WATER DISTRICTS AND THE PATTERSON AND WEST STANISLAUS IRRIGATION DISTRICTS.** Staff Recommended approval of Resolution Nos. 2009-13, 2009-14, 2009-15, 2009-16, 2009-17, and 2009-18.

Moved by Commissioner Hawn, seconded by Commissioner O'Brien, (Commissioners Chiesa and Goeken were ineligible) and carried with a 5-0 vote to approve Consent Items A, B and C.

7. PUBLIC HEARING

- A. **LAFCO APPLICATION NO. 2009-02 – CONDE-BRICHETTO CHANGE OF ORGANIZATION TO THE OAKDALE IRRIGATION DISTRICT.**
Marjorie Blom, Executive Officer, presented the proposal with the recommendation for approval.
Chair Lane opened the Public Hearing at 6:17 p.m.
FAVOR: Chad Tienken, Giuliani & Kull, Inc., representing Conde Farms.
OPPOSITION: None.
Chair Lane closed the Public Hearing at 6:22 p.m.
The Commission expressed interest in learning more about the Oakdale Irrigation District's annexation criteria and directed Staff to have the Oakdale Irrigation District submit a letter for the next meeting.

Moved by Commissioner Hawn, seconded by Commissioner O'Brien, and carried with a 5-0 vote (Commissioners Chiesa and Goeken were ineligible to vote) that the Commission adopt Resolution No. 2009-19, approving the Conde-Brichetto Change of Organization to the Oakdale Irrigation District.

8. OTHER BUSINESS

- A. Acceptance of the Quarterly Legislative Report (July 2009).

Moved by Commissioner DeMartini, seconded by Commissioner Freitas, and carried with a 5-0 vote (Commissioners Chiesa and Goeken were ineligible to vote) to accept the Quarterly Legislative Report (July 2009).

9. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

- A. The Commission suggested that Staff invite Chief Stephen Mayotte, President of the Stanislaus County Fire Chief's Association, to a future meeting or have the Executive Officer gather further information for the Commission regarding Fire Service Consolidation/Annexation.
- B. Chair Lane reported that he and Vice-Chair DeMartini met with Marjorie Blom, Executive Officer, and completed her performance evaluation.

10. EXECUTIVE OFFICER'S REPORT

- A. On the Horizon. The Executive Officer informed the Commission of the following upcoming matters:
1. There are no agenda items scheduled for the August 26, 2009 meeting and therefore, it was recommended that the Commission cancel the meeting.
- B. Upcoming Matters for the September 23rd Meeting:
1. The City of Ceres, at the request of the Ceres Unified School District, has submitted an out-of-boundary application for water and sewer services to a proposed new junior high school. The proposed school would be located outside the City's current boundaries, but within the City's Sphere of Influence.
 2. MSR and SOI Updates for the Crows Landing, Grayson and Westley Community Services Districts.
 3. The City of Hughson has submitted an application to expand their Sphere and annex approximately 33 acres to accommodate an expansion of the City's Wastewater Treatment Plant.
- C. A Letter from your Commission Clerk reminding the Commission to inform her by August 28th if anyone is interested in attending the 2009 CALAFCO Annual Conference, which be held from October 28th through October 30th, at the Tenaya Lodge in Yosemite.

- D. The Executive Officer noted that the Commission Clerk recently celebrated 35 years of service with the County (eight years with LAFCO) and will be recognized at an upcoming Board of Supervisors meeting.

11. ADJOURNMENT

- A. Moved by Commissioner Hawn, seconded by Commissioner DeMartini (Commissioners Chiesa and Goeken were ineligible to vote) to cancel the Regular Meeting of August 26, 2009, and schedule the next meeting date and time for September 23, 2009 at 6:00 p.m.
- B. The meeting was adjourned at 6:27 p.m.

SIGNED COPY ON FILE

Marjorie Blom, Executive Officer

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