



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES

JUNE 23, 2010

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.

#### 1. CALL TO ORDER

- A. Chair DeMartini called the June 23, 2010 meeting to order at 6:00 p.m.
- B. Pledge of Allegiance to Flag. Chair DeMartini led in the pledge of allegiance to the flag.
- C. Introduction of Commissioners. Chair DeMartini led in the introduction of the Commissioners and Staff.

Commissioners Present: Jim DeMartini, Chair, County Member  
Charlie Goeken, City Member  
William O'Brien, County Member  
Ron Freitas, Alternate Public Member

Commissioners Absent: Tia Saletta, Vice-Chair, Public Member  
Amy Bublak, City Member  
Vito Chiesa, Alternate County Member  
Ken Lane, Alternate City 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 26, 2010. It was moved by Commissioner O'Brien, seconded by Commissioner Freitas, (Commissioner Goeken abstained), and carried with a 3-0 vote to approve the Minutes of the May 26, 2010 meeting.

#### 4. CORRESPONDENCE

A. Specific Correspondence.

None.

B. Informational Correspondence.

1. Executive Officer's Legislative Report (June 2010) – Received.
2. Publication of the California Special District Association (CSDA) 2010 Annual Conference & Exhibitor Showcase – Received.
3. 2010 CALAFCO Annual Conference Packet for October 6-8, 2010 in Palms Springs – Handout.

C. In the News:

- The Modesto Bee, May 26, 2010, "City Council, planning debate pros and cons of top growth plans" - Received.
- The Modesto Bee, May 27, 2010, "Modesto's fire chief going to Bay Area" - Received.
- The Modesto Bee, June 1, 2010, "Sutter Creek takes sides on jobs, revenue or loss of town's character" - Received.
- The Modesto Bee, June 6, 2010, "Modesto's Parklawn neighborhood feels left in lurch" - Received.
- The Modesto Bee, June 6, 2010, "Stanislaus County fire agencies moving slowly to 'regionalization'" - Received.
- The Modesto Bee, June 7, 2010, "City, county near adopting budgets" - Received.
- The Modesto Bee, June 9, 2010, "Modesto plans annexation with shared fire protection" - Received.
- The Modesto Bee, June 10, 2010, "City of Modesto – Annexation approved" - Received.

**Other News**

- The Stockton Record, June 1, 2010, "Crossing the great divide" - Received.
- Manteca Bulletin, June 2, 2010, "Firefighters slash OT by \$450,000" - Received.
- Lodi News-Sentinel, June 5, 2010, "Measure C: A closer look at Lodi's complicated and controversial groundwater issue" - Received.

- Manteca Bulletin, June 9, 2010, "Voters rejecting PG&E power play" - Received.
- Manteca Bulletin, June 10, 2010, "Critical call on SSJID retail power bid later this summer" - Received.

## 5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

## 6. CONSENT ITEMS\*

\*A. **CONSIDERATION OF MSR NO. 10-02 AND SOI NO. 2010-03: MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE MONTEREY PARK TRACT COMMUNITY SERVICES DISTRICT.**

Staff Recommended Approval of Resolution No. 2010-09.

\*B. **CONSIDERATION OF MSR NO. 10-03 AND SOI NO. 2010-04: MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE WESTERN HILLS WATER DISTRICT.** Staff Recommended Approval of Resolution No. 2010-10.

Moved by Commissioner Goeken, seconded by Commissioner Freitas, carried with a 4-0 vote to approve Consent Items A and B.

## 7. PUBLIC HEARING

A. **CONSIDERATION AND ADOPTION OF ADDITIONAL AND REVISED LAFCO POLICIES AND PROCEDURES FOR CONSISTENCY WITH STATE LAW.**

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

Chair DeMartini opened the Public Hearing at 6:06 p.m.

**FAVOR:** No one spoke.

**OPPOSITION:** No one spoke.

Chair DeMartini closed the Public Hearing at 6:07 p.m.

Moved by Commissioner O'Brien, seconded by Commissioner Goeken, carried with a 4-0 vote to adopt Resolution No. 2010-11, approving the additional and revised LAFCO Policies and Procedures for consistency with State Law.

## 8. OTHER BUSINESS

A. Proposed LAFCO Office Closure Schedule Due to Furloughs – Handout.  
Marjorie Blom, Executive Officer, presented a proposed LAFCO Office Closure Schedule consistent with the City of Modesto and Stanislaus County decision to close 10<sup>th</sup> Street Place for ten (10) furlough days.

By a voice vote, it was moved by Commissioner O'Brien, seconded by Commissioner Goeken, carried with a 4-0 vote to accept the LAFCO Office Furlough Schedule.

B. Proposed Changes to LAFCO Staff Pay for Performance (PFP) Procedures – Handout.

Marjorie Blom, Executive Officer, gave a report regarding recent changes to the County's Pay for Performance (PFP) process for LAFCO employees.

Upon discussion of the Commission with regards to the evaluation of the executive officer, Commissioner Goeken requested to amend the process to include that if the past chair is no longer a LAFCO member; the current chair shall act as the executive officer's supervisor.

By a voice vote, it was moved by Commissioner Goeken to approve the subject procedures, seconded by Commissioner Freitas, carried with a 4-0 vote to accept the proposed changes to LAFCO Staff Pay for Performance (PFP) Procedures, as amended.

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

Chair DeMartini commented on AB853 and his opposition to the bill and directed Staff to draft an opposition letter for the Commission's review.

**10. EXECUTIVE OFFICER'S REPORT**

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

1. There are no items scheduled for the July 28, 2010 Meeting and recommended that the Commission cancel the July meeting.
2. Upcoming matters for the August 25, 2010 Meeting:
  - a. MSR and SOI Update for the Oakdale Irrigation District.
  - b. The City of Modesto has submitted an Out-of-Boundary application to provide new sewer service to an area located outside its jurisdictional boundaries.

B. Other Matters:

1. At the Board of Supervisors Meeting of June 22, 2010, the Board appointed an Ad-Hoc Committee, consisting of Supervisors Grover and O'Brien to review Regional Fire Services between Stanislaus County, the City of Modesto, and the Salida Fire Protection District.
2. At the request of local fire agencies, the Executive Officer is working with CALAFCO and Salida Fire Chief Dale Skiles to develop a Central Valley Fire Service Workshop. The workshop would be similar to previous workshops held in San Diego and Santa Rosa, but would include local case studies. It is anticipated that the course will be held in early November, perhaps at the Regional Fire Training Center.
3. Copies of the just released CALAFCO Annual Conference registration materials have been provided. Please contact the LAFCO Clerk whether or not you would like to attend as soon possible.

4. The LAFCO Office will be closed July 2nd and July 5th, due to furloughs and the 4<sup>th</sup> of July holiday.

**11. ADJOURNMENT**

- A. Moved by Commissioner O'Brien, seconded by Commissioner Goeken, carried with a 4-0 vote to cancel the Regular Meeting of July 28, 2010, and schedule the next meeting date and time for August 25, 2010 at 6:00 p.m.
- B. The meeting was adjourned at 6:25 p.m.

**SIGNED COPY ON FILE**

Marjorie Blom, Executive Officer