



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES SEPTEMBER 22, 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 September 22, 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  
Tia Saletta, Vice-Chair, Public Member  
Charlie Goeken, City Member  
William O'Brien, County Member  
Amy Bublak, City Member  
Ron Freitas, Alternate Public Member  
Vito Chiesa, Alternate County Member

Commissioners Absent: 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 August 25, 2010 It was moved by Commissioner O'Brien, seconded by Commissioner Bublak, and carried with a 5-0 vote (Commissioners Chiesa and Freitas were ineligible) to approve the Minutes of the August 25, 2010 meeting.

#### 4. CORRESPONDENCE

A. Specific Correspondence.

None.

B. Informational Correspondence.

1. Opposition Letter to AB 853, dated August 25, 2010 – Received.
2. Staff Response to the City of Patterson's 2010 General Plan Draft Environmental Impact Report, dated August 31, 2010 – Received.
3. CALAFCO University Flyer, "Fire Service Challenges and Cooperative Solutions" for November 5, 2010 – Received.
4. Memo from John P. Doering, County Counsel regarding AB 1234 Ethics Orientation for Public Officials – Handout.
5. Publication from Farmland Working Group, Fall 2010 – Handout.

C. In the News:

- Turlock Journal, August 28, 2010, "City's future growth plans split council" – Received.
- Patterson Irrigator, September 2, 2010, "Reviewers urge more revisions of draft general plan" – Received.

Other News

- San Mateo County Times, August 27, 2010, "The end of Half Moon Bay"? – Received.
- The Stockton Record, August 31, 2010, "Stockton, county duke it out over deadline" – Received.
- California Farm Bureau Federation, September 1, 2010, "Act protects farmland from growth pressure" - Received.
- The Stockton Record, September 2, 2010, "Firefighters forced back to basics" - Received.
- Public CEO.com, "September 7, 2010, "SB 375 TARGETS ON CARB AGENDA DESPITE SCAG DENIAL OF HIGHER GREENHOUSE GAS EMISSION REDUCTION GOALS" - Received.
- Idyllwild Town Crier, September 9, 2010, "County seeks new role for fire volunteers" - Received.
- Central Valley Business Times, September 10, 2010, "Workshop set to mull fire department cooperation" - Received.

- The Sacramento Bee, September 12, 2010, "Public now eyes pay of special districts' executives" - Received.

## 5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

Commissioner Bublak recused herself from Item No. 7:A.

## 6. PUBLIC HEARING

### A. LAFCO APPLICATION NO. 2010-02 – WARD-NINTH-SPERRY CHANGE OF ORGANIZATION TO THE PATTERSON IRRIGATION DISTRICT.

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

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

**FAVOR:** Peter Rietkerk, General Manager, Patterson Irrigation District.

**OPPOSITION:** No one spoke.

Chair DeMartini closed the Public Hearing at 6:09 p.m.

Moved by Commissioner O'Brien, seconded by Commissioner Saletta, (Commissioners Chiesa and Freitas were ineligible), and carried with a 5-0 vote to adopt Resolution No. 2010-15, approving the Ward-Ninth-Sperry Change of Organization to the Patterson Irrigation District.

## 7. OTHER BUSINESS

- A. City of Turlock Annual Apportionment For Fiscal Year 2010-11.  
Marjorie Blom, Executive Officer, presented the report. She noted that the Turlock City Manager was working towards submitting a budget adjustment request to the City Council for the remaining unpaid LAFCO allocation.  
It was moved by Commissioner Goeken, seconded by Commissioner Saletta, and carried with 3-1 vote (Commissioners DeMartini, Goeken, and Saletta voted yes, Commissioner O'Brien voted no and Commissioner Bublak was recused; and Commissioners Chiesa and Freitas were ineligible) that the item be tabled from the agenda and brought back to the October 27, 2010 meeting based on recent correspondence from the City of Turlock.
- B. Discussion Regarding Solano LAFCO's Revenue Protection Policy – LAFCO Legal Counsel.  
Dean Wright, LAFCO Counsel stated he did not want to add anything to the memorandum that was set forth. He did indicate that LAFCO acknowledges and recognizes that there is a group of fire agencies within the County that are working towards similar-type resolutions and Commissioner O'Brien is working with the group.  
Commissioner DeMartini stated interest in establishing a simple policy for Stanislaus LAFCO. Commissioner O'Brien stated that it may be more prudent to have Staff wait until the outcome of current fire regionalization efforts.

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

Commissioner DeMartini inquired when the Patterson General Plan will be presented to LAFCO. Staff indicated that the City has been invited to schedule a presentation of their General Plan update to the Commission.

**9. EXECUTIVE OFFICER'S REPORT**

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

1. Upcoming matters for the October 27, 2010 Meeting:

a. A request from Bright Development to annex approximately 9.51 acres to the Salida Sanitary District for a proposed county-approved commercial development.

2. Upcoming matters for the December 1, 2010 Meeting:

a. Municipal Service Review and Sphere of Influence Update for the Modesto Irrigation District.

b. Sphere Modification and Annexation request by the City of Modesto for their Wastewater Treatment Plant (Jennings Road Addition No. 2).

c. River Road Reorganization to the Ceres Fire Protection District.

d. Kiernan Business Park East Change of Organization to the City of Modesto.

B. Other Matters:

1. CALAFCO U - Fire Services Course for November 5, 2010 from 9:00 a.m. to 3:00 p.m. at the MJC Regional Fire Training Center.

2. LAFCO Office will be closed from October 5-8, 2010 due to the CALAFCO Conference.

**10. ADJOURNMENT**

A. Set the next meeting date of the Commission for October 27, 2010 at 6:00 p.m.

B. The meeting was adjourned at 6:27 p.m.

**SIGNED COPY ON FILE**

Marjorie Blom, Executive Officer