



## STANISLAUS LOCAL AGENCY FORMATION COMMISSION

### MINUTES DECEMBER 7, 2011

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 Saletta called the December 7, 2011 meeting to order at 6:02 p.m.
- B. Pledge of Allegiance to Flag. Chair Saletta led in the pledge of allegiance to the flag.
- C. Introduction of Commissioners. Chair Saletta led in the introduction of the Commissioners and Staff.

Commissioners Present: Tia Saletta, Chair, Public Member  
Charlie Goeken, Vice-Chair, City Member  
Amy Bublak, City Member  
Jim DeMartini, County Member  
William O'Brien, County Member  
Ron Freitas, Alternate Public Member  
Vito Chiesa, Alternate County Member

Commissioners Absent: Matt Beekman, Alternate City Member

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

#### 2. PRESENTATION

Chair Saletta presented a plaque to Ken Lane in appreciation of his years of service as a LAFCO Commissioner. Ken Lane addressed the Commission and stated that with regret he was stepping down from his position as a LAFCO Commissioner and thanked Staff for all their hard work.

#### 3. PUBLIC COMMENT

None.

#### 4. APPROVAL OF THE MINUTES

- A. Minutes of September 28, 2011. 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 September 28, 2011 meeting.

## 5. CORRESPONDENCE

### A. Specific Correspondence.

None.

### B. Informational Correspondence.

1. Letter from SDRMA, dated October 10, 2011, to Chair Saletta regarding "No Paid Property/Liability Claims" were filed by Stanislaus LAFCO in 2010-11 – Received.
2. Memo to Jim Ridenour, Chair to the City Selection Committee, dated October 17, 2011, regarding Resignation of LAFCO Alternate City Member – Replacement of Vacated Position Requested – Received.
3. Letter from Clerk of the City Selection Committee, dated November 8, 2011, regarding the appointment of Matt Beekman, Councilman for the City of Hughson to serve the unexpired term for Ken Lane, Alternate City Member – Received.
4. Publication of the California Special District Association (CSDA) Volume 6, Issue 5, September – October 2011 – Received.
5. C&L Bulletin Update on Public Law, Colantuono & Levin, PC, September 2011 – Received.
6. San Joaquin Valley Regional Policy Council "Blueprint Roadmap" Package, October 2011 – Received.

### C. In the News

- The Modesto Bee, September 27, 2011, "Modesto, Turlock, Ceres exploring water treatment project" – Received.
- The Modesto Bee, September 28, 2011, "Modesto, Turlock, and Ceres form new water authority" – Received.
- The Modesto Bee, September 28, 2011, "Modesto Irrigation District considers selling water to San Francisco" – Received.
- Turlock Journal, October 4, 2011, "Patterson requests representation on TID board" – Received.
- Oakdale Leader, October 4, 2011, "UNEASY NEGOTIATIONS – ORFD LABOR GROUP CONCERNS" – Received.
- Patterson Irrigator, October 6, 2011, "Council heads off countywide land plan" – Received.

- Oakdale Leader, October 7, 2011, "CALFIRE DECLINES CONTRACT OFFER" – Received.
- Turlock Journal, October 7, 2011, "Planning passes on regional ag map" – Received.
- Oakdale Leader, October 11, 2011, "LOOKING AHEAD: PLAN GOES TO 2030" – Received.
- Oakdale Leader, October 11, 2011, "CALFIRE: TOO MANY FIREFIGHTERS" – Received.
- Modesto Bee, October 15, 2011, "Which Modesto advisories will measure up?" – Received.
- Modesto Bee, October 16, 2011, "Valley's nine cities begin reviews of growth limits" – Received.
- The Modesto Bee, October 17, 2011, "Time to talk about Stanislaus County growth limits" – Received.
- The Modesto Bee, October 18, 2011, "No quick solution on Stanislaus growth limit plan" – Received.
- Oakdale Leader, October 18, 2011, "2050 Boundary Map Discussion Tabled" – Received.
- Westside Index, October 20, 2011, "Newman planners to review growth lines" – Received.
- Turlock Journal, October 22, 2011, "Turlockers question General Plan premises" – Received.
- The Modesto Bee, October 23, 2011, "Patterson trying to annex to TID".
- Westside Index, October 27, 2011, "Newman planners back larger growth limit" – Received.
- The Modesto Bee, October 28, 2011, "Inside OID's successful water transfers" – Received.
- The Modesto Bee, November 1, 2011, "Compact County – Density – how people live is the key issue" – Received.
- Patterson Irrigator, November 2, 2011, "City sues TID join service area" – Received.
- Ceres Courier, November 2, 2011, "West Landing fee will pay for county road impacts" – Received.

- Ceres Courier, November 2, 2011, “DeMartini: City effort to save farming a joke” – Received.
- Turlock Journal, November 4, 2011, “Mayors say ag plan still in works” – Received.
- The Modesto Bee, November 6, 2011, “Stanislaus County mayors discuss growth limits” – Received.
- Patterson Irrigator, November 7, 2011, “Local power authority to meet after five-year hiatus” – Received.
- Turlock Journal, November 8, 2011, “Council, Planning Commission split on city’s growth plan” – Received.
- Riverbank News, November 9, 2011, “Ag Preservation – Mayors Pressing Forward With Map” – Received.
- Patterson Irrigator, November 10, 2011, “Former hospital shuttered” – Received.
- Patterson Irrigator, November 14, 2011, “Few details revealed at West Park scoping meeting” – Received.
- Turlock Journal, November 15, 2011, “Denair fire could lose big in Turlock’s General Plan” – Received.
- Patterson Irrigator, November 17, 2011, “Westside Power Authority sets officers, agrees to meet” – Received.
- Ceres Courier, November 23, 2011, “Westport, city at odds over annexation mitigation measures” – Received.

**Other News:**

- San Jose Mercury News, October 11, 2011, “Underwater mortgage? Water district to buy real estate that is literally under water” – Received.
- Merced Sun-Star, November 7, 2011, “Developers rush to harvest sun on prime CA ag land” – Received.
- Morgan Hill Times, November 21, 2011, “City tries to save farms” – Received.
- San Jose Mercury News, November 21, 2011, “LAFCO considers putting out a fire in Saratoga to save money” – Received.

**6. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS**

None.

**7. CONSENT ITEM\***

Moved by Commissioner O'Brien, seconded by Commissioner DeMartini and carried with a 5-0 vote (Commissioners Chiesa and Freitas were ineligible) to approve the following Consent Item:

- \*A. **CONSIDERATION OF MSR NO. 11-04 AND SOI NO. 2011-07 – MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE RIVERDALE PARK TRACT COMMUNITY SERVICES DISTRICT.** Staff Recommended Approval of Resolution No. 2011-14.

**8. PUBLIC HEARING**

- A. **SOI MODIFICATION NO. 2011-06 & LAFCO APPLICATION NO. 2011-05 – PARK VIEW ESTATES CHANGE OF ORGANIZATION TO COUNTY SERVICE AREA (CSA) NO. 10 (SALIDA)**

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

Chair Saletta opened the Public Hearing at 6:10 p.m.

**FAVOR:** No one spoke.

**OPPOSITION:** No one spoke.

Chair Saletta closed the Public Hearing at 6:11 p.m.

Moved by Commissioner DeMartini, seconded by Commissioner Bublak, and carried with a 5-0 vote (Commissioners Chiesa and Freitas were ineligible) to adopt Resolution No. 2011-13, approving Park View Estates Sphere of Influence Modification and Change of Organization to County Service Area (CSA) No. 10 (Salida).

**9. OTHER BUSINESS.**

- A. Update on the County Mayors' "Stanislaus Growth Management Plan".

Vice Chair Goeken spoke on behalf of the Mayors' Group regarding the Stanislaus Growth Management Plan. He stated that several of the cities have met to review their prospective city growth areas and out of the nine cities, four cities (Hughson, Newman, Turlock and Waterford) have approved their growth maps to the year 2050. Three cities are expected to bring the matter to their respective City Councils in December or January, and the remaining two cities are still in the progress on working on their maps. He further noted that Oakdale was in the middle of their General Plan update.

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

None.

**11. EXECUTIVE OFFICER'S REPORT**

- A. On the Horizon. The Executive Officer informed the Commission of the following:
1. Upcoming matters for the January 25, 2012 Meeting:

- a. Election of Officers.
  - b. Mid-Year Budget Report.
  - c. MSR/SOI Update for the Salida Sanitary District.
  - d. Annual Annexation Summary.
2. Upcoming Proposals:
- a. West Landing Specific Plan Reorganization to the City of Ceres.
  - b. The City of Modesto has submitted an application requesting annexation of the Shackelford Neighborhood.
  - c. Eastside Water District plans to modify their sphere and annex additional territory.
- B. Of Note To The Commission
1. The Annual County Planning Commissioners Workshop will be held on Saturday, January 28, 2012 in Riverbank.

## **12. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL**

- A. Potential Litigation – Subdivision (b) of Government Code Section 54956.9. Name of Case: City of Patterson v. Turlock Irrigation District, Stanislaus County Local Agency Formation Commission. Superior Court Case No. 670181, filed October 14, 2011.

The voting members of the Commission, LAFCO Legal Counsel and LAFCO Executive Staff left the Dais at 6:16 p.m. and convened to the Chambers Basement Conference Room to meet in closed session.

## **13. REPORT FROM CLOSED SESSION**

The Commission, LAFCO Legal Counsel and LAFCO Executive Staff returned to the Dais at 6:32 p.m. Chair Saletta announced that there were no reportable actions.

## **14. ADJOURNMENT**

- A. Set the next meeting date and time of the Commission for January 25, 2012 at 6:00 p.m.
- B. The meeting was adjourned at 6:32 p.m.

**SIGNED COPY ON FILE**

Marjorie Blom, Executive Officer