



# STANISLAUS LOCAL AGENCY FORMATION COMMISSION

## MINUTES

July 24, 2013

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

Chair O'Brien called the meeting to order at 6:00 p.m.

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

Commissioners Present: William O'Brien, Chair, County Member  
Amy Bublak, Vice Chair, City Member  
Jim DeMartini, County Member  
Charlie Goeken, City Member  
Brad Hawn, Public Member  
Annabel Gammon, Alternate Public Member

Staff Present: Marjorie Blom, Executive Officer  
Dean Wright, LAFCO Counsel  
Sara Lytle-Pinhey, Assistant Executive Officer  
Crystal Rein, Acting Commission Clerk

Commissioners Absent: Vito Chiesa, Alternate County Member  
Matt Beekman, Alternate City Member

### 2. PUBLIC COMMENT

- A. Emerson Drake, Modesto resident, spoke regarding the Modesto Chamber of Commerce's recent presentations and concerns about the "pathway to sprawl" and the participation of a LAFCO commissioner in the process.

### 3. APPROVAL OF THE MINUTES

- A. Minutes of June 26, 2013. Motion by Commissioner Bublak, seconded by Commissioner Goeken, and carried with a 4-0 vote (Commissioner Gammon was ineligible and Commissioner DeMartini abstained) to approve the Minutes of the June 26, 2013, meeting.

### 4. CORRESPONDENCE

- A. Specific Correspondence.
  - 1. Regarding Agenda Item 7A - Letter from the Stanislaus County Farm Bureau, dated July 22, 2013 - Handout.

2. Regarding Agenda Item 8A – Letter from Theodore Novelli, Chair of the CALAFCO Board of Directors, dated July 17, 2013 – Handout.

B. Informational Correspondence.

1. California Special District Association (CSDA) Publication, Volume 8, Issue 3, May-June 2013.
2. CALAFCO Items:
  - a. Quarterly Newsletter from the Board of Directors, July 2013
  - b. 2013 Events Calendar

C. “In the News”.

**5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS**

None.

**6. CONSENT ITEM\***

- \*A. Motion by Commissioner Hawn, seconded by Commissioner Bublak, and carried with a 5-0 vote (Commissioner Gammon was ineligible) to approve the following Consent Item:

**ADOPTION OF MSR NO. 13-04 AND SOI NO. 2013-04 – MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE EAST SIDE AND TURLOCK MOSQUITO ABATEMENT DISTRICTS.** (Staff Recommended Approval of Resolution Nos. 2013-13 & 2013-14.)

**7. PUBLIC HEARING**

- A. **MSR NO. 13-03 AND SOI NO. 2013-03 – MUNICIPAL SERVICE REVIEW, SPHERE OF INFLUENCE MODIFICATION AND LAFCO APPLICATION NO. 2013-01 – TRINITAS CHANGE OF ORGANIZATION TO THE OAKDALE IRRIGATION DISTRICT.** Sara Lytle-Pinhey, Assistant Executive Officer, provided the Staff report, with a recommendation for approval.

Chair O’Brien opened the Public Hearing at 6:15 p.m.

FAVOR: Emerson Drake, Modesto resident, stated he was generally in favor of the proposal but questioned the use of groundwater in the area and expressed concerns regarding creating cones of depression and the potential for a “farming bubble” on the east side of the county.

OPPOSITION: No one spoke.

Chair O’Brien closed the Public Hearing at 6:22 p.m.

Motion by Commissioner Hawn, seconded by Commissioner Bublak, and carried

with a 5-0 vote (Commissioner Gammon was ineligible) to adopt Resolution Nos. 2013-11 and 2013-12, approving the proposal as recommended by Staff.

## **8. OTHER BUSINESS**

- A. Consider Authorizing the Executive Officer to Also Serve as the CALAFCO Executive Officer ("Volunteer" Staff Position).

Marjorie Blom, Executive Officer, presented the request from CALAFCO for the Stanislaus LAFCO Executive Officer to also serve as the CALAFCO Executive Officer.

Chair O'Brien opened the Public Hearing at 6:32 p.m.

FAVOR: Pamela Miller, CALAFCO Executive Director, thanked Marjorie Blom and Commissioner Beekman for their involvement and dedication to CALAFCO; Lou Ann Texiera, CALAFCO Executive Officer, and Executive Officer of Contra Costa LAFCO, spoke in favor of the commission authorizing CALAFCO's request. Pamela Miller also answered questions from the Commission regarding hosting a future CALAFCO annual conference in Stanislaus County.

OPPOSITION: No one spoke.

Chair O'Brien closed the Public Hearing at 6:36 p.m.

Motion by Commissioner Goeken, seconded by Commissioner Hawn and carried with a 4-1 vote (Chair O'Brien voted no and Commissioner Gammon was ineligible) to authorize the Executive Officer to Also Serve as the CALAFCO Executive Officer ("Volunteer" Staff Position).

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

- A. Dean Wright, LAFCO Counsel, announced that the Executive Officer's annual performance evaluation was completed and no significant changes occurred that would affect the position.

## **10. EXECUTIVE OFFICER'S REPORT**

- A. On the Horizon. The Executive Officer informed the Commission of the following:
1. Two application proposals were submitted on July 3, 2013: 1) Woodglen Specific Plan Change of Organization to the City of Modesto; and 2) Municipal Service Review (MSR), Sphere of Influence Modification, Arambel/KDN Business Park Reorganization to the City of Patterson. Both submittals are missing specific application materials. Staff is working with the applicants regarding the missing information. Upon completed applications, the proposals will be scheduled for Commission hearings.
  2. Of Note to the Commission: Reminder that the August 28, 2013 meeting has been canceled. The next regular meeting will be held on September 25, 2013, which is the 50<sup>th</sup> anniversary of Stanislaus LAFCO.

**11. ADJOURNMENT**

- A. Chair O'Brien announced that the next meeting date and time for the Commission is September 25, 2013, at 6:00 p.m.
- B. The meeting was adjourned at 6:45 p.m.

**SIGNED COPY ON FILE**

Marjorie Blom, Executive Officer