



STANISLAUS LOCAL AGENCY FORMATION COMMISSION

MINUTES

December 4, 2013

The Stanislaus Local Agency Formation Commission met in the Joint Chambers at Tenth Street Place, Basement Level, 1010 10th Street, Modesto, California.

1. CALL TO ORDER

Chair O'Brien called the December 4, 2013 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
Matt Beekman, Alternate City Member
Annabel Gammon, Alternate Public Member
Brad Hawn, Alternate Public Member

Staff Present: Marjorie Blom, Executive Officer
Dean Wright, LAFCO Counsel
Sara Lytle-Pinhey, Assistant Executive Officer
Jennifer Goss, Commission Clerk

Commissioners Absent: Vito Chiesa, Alternate County Member

2. PUBLIC COMMENT

Scott Calkins, a Modesto resident, spoke regarding agriculture land mitigation and city annexations based on the December 3, 2013 Modesto City Council Meeting.

3. APPROVAL OF THE MINUTES

- A. Minutes of September 25, 2013.
On the motion of Commissioner DeMartini, seconded by Commissioner Bublak and carried with a 5-0 vote to approve the minutes of September 25, 2013 meeting, by the following vote:

Ayes: Commissioners: Bublak, DeMartini, Goeken, Gammon, O'Brien
Noes: Commissioners: None
Ineligible: Commissioners: Beekman
Absent: Commissioners: Chiesa
Abstention: Commissioners: Hawn

4. CORRESPONDENCE

A. Specific Correspondence:

1. Letter from Frank Zumwalt Law Firm, dated November 22, 2013, regarding Agenda Item 6.B.
2. Letter from Jason Quintel from Seefried Industrial Properties, Inc., dated November 25, 2013, regarding Agenda Item 6.B.
3. Letter from Jeffrey Rowe from Stanislaus Alliance, dated November 26, 2013, regarding Agenda item 6.B. – Handout
4. Letter from J.P. Smith, dated December 2, 2013, regarding Agenda Item 6.B – Handout
5. Letter from Rod Butler, Patterson City Manager, dated December 4, 2013, regarding Agenda Item 6.B. – Handout
6. Letter from Kristina Lawson, Manatt, Phelps & Phillips, LLP., dated December 4, 2013, regarding Agenda Item 6.B. - Handout

B. Informational Correspondence:

1. C & L Newsletter – Update on Public Law, Coaltono & Levin, PC; Fall 2013.
2. CALAFCO/UC Davis Extensions Flyer “Establishing Boundaries, Shaping the Future: A LAFCO Symposium, December 9, 2013 in Sacramento.
3. CALAFCO Quarterly Newsletter, November 2013.
4. Revised LAFCO 2014 Meeting Calendar and CALAFCO 2014 Events Calendar (reflecting the CALAFCO Annual Conference to be held in Ontario, October 15-17, 2013)

C. “In the News”

5. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None

6. PUBLIC HEARINGS

- A. CONTINUED FROM SEPTEMBER 25, 2013 MEETING- LAFCO APPLICATION NO. 2013-03 – WOODGLEN SPECIFIC PLAN CHANGE OF ORGANIZATION (ANNEXATION) TO THE CITY OF MODESTO.** Sara Lytle-Pinhey, Assistant Executive Officer, provided the Staff report, with a recommendation for approval.

Chair O'Brien opened the Public Hearing at 6:11 p.m.

FAVOR: Dave Romano, on behalf of Fitzpatrick Homes.

OPPOSITION: None

Chair O'Brien closed the Public Hearing at 6:12 p.m.

On the motion of Commissioner Hawn, seconded by Commissioner Bublak and carried with a 5-0 vote to adopt Resolution No. 2013-16, approving the proposed by the following vote:

Ayes:	Commissioners: Bublak, DeMartini, Goeken, Hawn, O'Brien
Noes:	Commissioners: None
Ineligible:	Commissioners: Beekman, Gammon
Absent:	Commissioners: Chiesa

- B. MUNICIPAL SERVICE REVIEW NO 13-05, SPHERE OF INFLUENCE MODIFICATION NO. 2013-05 AND LAFCO APPLICATION NO. 2013-04 ARAMBEL/KDN BUSINESS PARK REORGANIZATION TO THE CITY OF PATTERSON.** Sara Lytle-Pinhey, Assistant Executive Officer, provided the Staff report with a recommendation for denial.

Chair O'Brien opened the Public Hearing at 6:49 p.m.

FAVOR: Jeffery Rowe, Alliance; Ken Schmidt, KSA; Rod Butler, Patterson City Manager; George Osner, Consultant Planner; Doug White, Patterson Deputy City Attorney; Keith Schneider, Keystone Business Park; Mark Reckers, Commercial broker with Lee & Associates; Jim McMasters, Collier International; Joe Hollowell.

OPPOSITION: Brad Barker, Modesto Resident

REBUTTAL: George Osner; Doug White; Ken Irwin, City Engineer; George Petrulakis, representing the Landowners

Chair O'Brien closed the Public Hearing at 8:49 p.m.

On the motion of Commissioner Hawn, seconded by Commissioner Goeken and carried with a 5-0 vote to adopt Resolution No. 2013-19, Option 2, approving the proposal as requested by the City of Patterson, by the following vote:

Ayes:	Commissioners: Bublak, DeMartini, Goeken, Hawn, O'Brien
Noes:	Commissioners: None
Ineligible:	Commissioners: Beekman, Gammon
Absent:	Commissioners: Chiesa

7. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

None

8. EXECUTIVE OFFICER'S REPORT

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

1. Upcoming matters for the January 22, 2014 meeting:

- a. Election of Officers.
- b. Mid Year Budget Report

2. Upcoming matters:

- a. City of Modesto – Gallo Annexation
- b. Stanislaus Consolidated, Oakdale Rural, City of Oakdale – Fire Merger Application.

3. Of Note to the Commission:

- a. New Policy and Procedure Binders were handed out.
- b. Winter Holiday and Furloughs – December 24th through January 1st. Staff will return January 2, 2014.
- c. The 2014 CALAFCO Annual Conference date has changed from September 17th-19th to October 15th – 17th. The Conference will still be held in Ontario.

9. ADJOURNMENT

A. Chair O'Brien announced that the next meeting date and time for the Commission is January 22, 2014 at 6:00 pm.

B. The meeting was adjourned 8:49 p.m.

SIGNED COPY ON FILE

Marjorie Blom, Executive Officer