

## LOCAL AGENCY FORMATION COMMISSION

Sara Lytle-Pinhey, Executive Officer 1010 10<sup>th</sup> Street, Third Floor Modesto, California 95354 Phone: 209-525-7660 Fax: 209-525-7643 www.stanislauslafco.org Chair Vito Chiesa, County Member Vice Chair Ken Lane, Public Member Richard O'Brien, City Member Terry Withrow, County Member Amy Bublak, City Member Javier Lopez, Alternate City Member Mani Grewal, Alternate County Member Bill Berryhill, Alternate Public Member

# AGENDA Wednesday, July 24, 2024 6:00 P.M. Joint Chambers—Basement Level 1010 10<sup>th</sup> Street, Modesto, California 95354

- Members of the public may attend this meeting in person.
- You can also observe the live stream of the LAFCO meeting at: <a href="http://www.stancounty.com/sclive/">http://www.stancounty.com/sclive/</a>
- In addition, LAFCO meetings are broadcast live on local cable television. A list of cable channels is available at the following website: <u>http://www.stancounty.com/planning/broadcasting.shtm</u>

#### 1. CALL TO ORDER

- A. Pledge of Allegiance to the Flag.
- B. Introduction of Commissioners and Staff.

#### 2. PUBLIC COMMENT PERIOD

This is the period in which persons may comment on items that are not listed on the regular agenda. All persons wishing to speak during this public comment portion of the meeting are asked to fill out a "Speaker Card" and provide it to the Commission Clerk. Each speaker will be limited to a three-minute presentation. No action will be taken by the Commission as a result of any item presented during the public comment period.

#### 3. CORRESPONDENCE

No correspondence addressed to the Commission, individual Commissioners or staff will be accepted and/or considered unless it has been signed by the author, or sufficiently identifies the person or persons responsible for its creation and submittal.

- A. Specific Correspondence.
- B. Informational Correspondence.
  - 1. 2024/2025 CALAFCO Board of Director Nomination Packets.
- C. "In the News."

### 4. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

#### 5. CONSENT ITEMS

The following consent items are expected to be routine and non-controversial and will be acted upon by the Commission at one time without discussion, unless a request has been received prior to the discussion of the matter.

#### A. MINUTES OF THE MAY 22, 2024, LAFCO MEETING

(Staff Recommendation: Accept the Minutes.)

B. <u>MUNICIPAL SERVICE REVIEW NO. 2024-04 AND SPHERE OF INFLUENCE</u> <u>UPDATE NO. 2024-04 – EASTSIDE WATER DISTRICT</u>: The Commission will consider the adoption of a Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the Eastside Water District. This item is exempt from the California Environmental Quality Act (CEQA) review pursuant to sections 15306 and 15061(b)(3). (Staff Recommendation: Approve the update and adopt Resolution No. 2024-08.)

#### 6. PUBLIC HEARING

Any member of the public may address the Commission with respect to a scheduled public hearing item. Comments should be limited to no more than three (3) minutes, unless additional time is permitted by the Chair. All persons wishing to speak are asked to fil out a "Speaker Card" and provide it to the Commission Clerk.

A.	POLICIES AND PROCEDURES UPDATE. The Commission will consider a
	proposed update to the Commission's Policies and Procedures, including
	amendments to Policy 15, Rule 45, Rule 49, Appendix C, and Section 9. The
	amendments are minor in nature and reflect corrections and updates to various
	sections of State law, including the Political Reform Act. The update is a continuing
	administrative or maintenance activity and is not a "project" for the purposes of the
	California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2).
	(Staff Recommendation: Approve the Policies and Procedures Update and adopt
	Resolution No. 2024-09.)

#### 7. OTHER BUSINESS

None.

#### 8. COMMISSIONER COMMENTS

Commission Members may provide comments regarding LAFCO matters.

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

The Commission Chair may announce additional matters regarding LAFCO matters.

#### 10. EXECUTIVE OFFICER'S REPORT

The Commission will receive a verbal report from the Executive Officer regarding current staff activities.

A. On the Horizon.

#### 11. ADJOURNMENT

A. Set the next meeting date of the Commission for August 28, 2024.

#### B. Adjournment

#### LAFCO Disclosure Requirements & Notices

**Disclosure of Campaign Contributions:** Government Code Section 84308 requires that a LAFCO Commissioner disqualify themselves from voting on an application involving an "entitlement for use" (such as a change of organization, reorganization or sphere of influence) if, within the last 12 months, the Commissioner has received \$250 or more in campaign contributions from the applicant, participant or a representative of either. The law requires any applicant or other participant in a LAFCO proceeding to disclose the amount and name of the recipient Commissioner on the official record of the proceeding. The law also prohibits an applicant or other participant from making a contribution of \$250 or more to a LAFCO Commissioner while a proceeding is pending and for 12 months afterward.

**Disclosure of Political Expenditures and Contributions Regarding LAFCO Proceedings:** Any person or combination of persons who directly or indirectly contributes a total of \$1,000 or more in support of or opposition to a LAFCO proposal must comply with the disclosure requirements of the Political Reform Act (Section 84250). These requirements contain provisions for making disclosures of contributions and expenditures at specific intervals. More information on the scope of the required disclosures is available from the Fair Political Practices Commission (<u>www.fppc.ca.gov</u> or 1-866-ASK-FPPC).

**LAFCO** Action in Court: All persons are invited to testify and submit written comments to the Commission. If you challenge a LAFCO action in court, you may be limited to issues raised at the public hearing or submitted as written comments prior to the close of the public hearing. All written materials received by staff 24 hours before the hearing will be distributed to the Commission.

**Reasonable Accommodations:** In compliance with the Americans with Disabilities Act, hearing devices are available for public use. If hearing devices are needed, please contact the LAFCO Clerk at 209-525-7660. Notification 24 hours prior to the meeting will enable the Clerk to make arrangements.

Alternative Formats: If requested, the agenda will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC 12132) and the Federal rules and regulations adopted in implementation thereof.

**Notice Regarding Non-English Speakers:** Proceedings before the Local Agency Formation Commission are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

# CALAFCO

Date: May 21, 2024

- To: Local Agency Formation Commission Members and Alternate Members
- From: Kenneth Leary, Committee Chair CALAFCO Board Election Committee CALAFCO Board of Directors

RE: Nomination Period Now Open for 2024/2025 CALAFCO Board of Directors

The Nomination Period is now open for the fall elections of the CALAFCO Board of Directors for the following seats:

CENTRAL REGION	COASTAL REGION	NORTHERN REGION	SOUTHERN REGION
County Member	County Member	City Member	City Member
District Member	District Member	Public Member	Public Member

Please inform your Commission that the CALAFCO Election Committee will be accepting nominations for the above-cited seats until:

# MONDAY, SEPTEMBER 16, 2024

Serving on the CALAFCO Board is a unique opportunity to work with other commissioners throughout the state on legislative, fiscal, and operational issues that affect us all. The Board meets four to five times each year, generally virtually. However, strategic plan retreats and other meetings may be scheduled in-person and will alternate around the state. A job description is attached that more fully discusses director responsibilities and time commitment. Board terms span a two-year period, with no term limits, and any LAFCO commissioner or alternate commissioner is eligible to run for a Board seat.

CALAFCO

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Elections will be conducted during Regional Caucuses at the CALAFCO Annual Conference prior to the Annual Membership Meeting on Thursday, October 17, 2024 at the Tenaya Lodge in Fish Camp, California.

# Should your Commission nominate a candidate, please return the completed Nomination Form and Candidate's Résumé Form by the deadline. Completed nomination forms and all materials must be RECEIVED by CALAFCO by the deadline.

Electronic filing of nomination forms is <u>highly encouraged</u> to facilitate the recruitment process. Please email to <u>info@calafco.org</u>. However, hard copy forms and materials may also be mailed to:

Election Committee c/o Executive Director California Association of Local Agency Formation Commissions 1451 River Park Drive, Suite 185 Sacramento, CA 95815 Complete nominations received by the September 16th deadline will be included in the Election Committee's Report that will be distributed to LAFCO members. Candidate names will be listed in the report, and on the ballot, in the order nominations are received. The Election Committee Report will be distributed no later than October 3, 2024, with ballots made available to Voting Delegates at the Annual Conference.

Nominations received after the deadline will be returned; however, nominations may be made from the floor during the Regional Caucuses or during at-large elections, if required, at the Annual Membership Meeting.

For those member LAFCOs who cannot send a representative to the Annual Meeting, an electronic ballot will be made available *if requested in advance*. Ballot requests must also be received no later than Monday, September 16, 2024, with completed absentee ballots due by no later than *Thursday, October 10, 2024*.

## NOMINATION/ELECTION PROCESS DEADLINES AND TIMELINES

- May 21 Nomination Announcement and packet sent to LAFCO membership and posted on the CALAFCO website.
- September 16 Completed Nomination packet due
- September 16 Request for an absentee/electronic ballot due
- September 16 Voting delegate name due to CALAFCO
- October 3 Distribution of the Election Committee Report (includes all completed/submitted nomination papers)
- October 3 Distribution of requested absentee/electronic ballots.
- October 10 Absentee ballots due to CALAFCO
- October 17 Elections

If you have any questions about the election process, please contact CALAFCO Executive Director René LaRoche at rlaroche@calafco.org or by calling 916-442-6536.

Members of the 2024/2025 CALAFCO Election Committee are:

Kenneth Leary, Committee Chair	Napa LAFCO (Coastal Region)
Bill Connelly	Butte LAFCO (Northern Region)
Kimberly Cox	San Bernardino LAFCO (Southern Region)
Anita Paque	Calaveras LAFCO (Central Region)

To assist you in this consideration, you will find attached for your reference a copy of the CALAFCO Board Member Job Description, the CALAFCO Board of Directors Nomination and Election Procedures and Forms, and the current listing of Board Members and corresponding terms of office.

I sincerely hope that you will consider joining us!

Attachments.



# **Board Member Job Description**

California Association of Local Agency Formation Commissions (CALAFCO) Member of the Board of Directors

#### Mission

As a 501(c)(3) nonprofit organization, CALAFCO supports LAFCOs by promoting efficient and sustainable government services based on local community values through legislative advocacy and education.

For more information, please see CALAFCO's website at <u>www.calafco.org</u>.

## Values

The underlying values that define our organization are: *dependability, efficiency, honesty*, and *transparency*.

#### **Duties**

Board members have the following legal duties:

- 1. **Duty of Care:** Ensuring prudent use of all assets including financial, facility, people, and good will.
- 2. **Duty of Loyalty:** Ensuring that the association's activities and transactions are, first and foremost, advancing its mission; Recognizing and disclosing conflicts of interest; Making decisions that are in the best interest of the association and not in the best interest of an individual board member, or any other individual or entity.
- 3. **Duty of Obedience:** Ensuring that the association obeys applicable laws and regulations; follows its own bylaws and policies; and that it adheres to its stated corporate purposes/mission.

## Position

The Board is a governing body and is expected to support the work of CALAFCO by providing mission-based leadership and strategic governance. While day-to-day operations are led by CALAFCO's Executive Director (ED), the Board-ED relationship is a partnership and the appropriate involvement of the Board is both critical and expected. Board Members are tasked with the Leadership, Governance, and Oversight of the association. Responsibilities include, but are not limited to:

• Representing CALAFCO to stakeholders; acting as an ambassador for the organization to regional members and California legislators.



Board Member Job Description

- Approving policies that provide the appropriate authority and guidance for/to the ED in the administration of the organization.
- Serving as a trusted advisor to the ED.
- Participating in strategic planning retreats.
- Reviewing agenda and supporting materials, and communicating question to the Executive Director, prior to board and committee meetings.
- Weighing the organization's outcomes against strategic plan initiatives.
- Approving CALAFCO's annual budget, financial reports, and business decisions; being informed of, and meeting all, legal and fiduciary responsibilities.
- Assisting the ED and board chair in identifying and recruiting other Board Members to ensure CALAFCO's commitment to a diverse board and staff that recognizes the differing perspectives among LAFCOs.
- Partnering with the ED and other board members to ensure that board resolutions are carried out.
- Serving on committees or task forces and taking on special assignments, as needed.

# **Board Terms/Expected Participation**

CALAFCO's Board Members are elected during regional caucuses held at the association's annual meeting, and serve two-year terms.

Regular board meetings are held quarterly, special meetings are called as needed, strategic planning retreats are held every two years, committee meetings are called at different times during the year, and legislative canvasing in Sacramento may be needed. Two absences, within a calendar year, from any regularly scheduled board meetings constitutes a resignation of the Board member.

# Qualifications

Board Members must be seated LAFCO Commissioners at their local level.

This is an extraordinary opportunity for an individual who is passionate about the importance of the role that LAFCOs play in the sustainable growth of a region, and who has a track record of leadership. His/her accomplishments will allow him/her to interface effectively with the state legislature, as well as attract other well-qualified, high-performing Board Members.

# Remuneration

Service on CALAFCO's Board of Directors is without remuneration. Administrative support, travel, and accommodation costs are typically provided by a director's home LAFCO.



# Board of Directors Nomination and Election Procedures and Forms

The procedures for nominations and election of the CALAFCO Board of Directors [Board] are designed to assure full, fair and open consideration of all candidates, provide confidential balloting for contested positions and avoid excessive demands on the time of those participating in the CALAFCO Annual Conference.

The Board nomination and election procedures shall be:

#### 1. APPOINTMENT OF AN ELECTION COMMITTEE:

- a. Following the Annual Membership Meeting the Board shall appoint an Election Committee of four members of the Board. The Election Committee shall consist of one member from each region whose term is not ending.
- b. The Board Chair shall appoint one of the members of the Election Committee to serve as Committee Chair. The CALAFCO Executive Director shall either serve as staff to the Election Committee or appoint a CALAFCO regional officer to serve as staff in cooperation with the Executive Director.
- c. Each regional officer shall serve as staff liaison to the Election Committee specifically to assist in conducting the election as directed by the Executive Director and Committee.
- d. Goals of the Committee are to encourage and solicit candidates by region who represent member LAFCOs across the spectrum of geography, size, and urban-suburban-rural population, and to provide oversight of the elections process.

#### 2. ANNOUNCEMENT TO ALL MEMBER LAFCOs:

- a. No later than four months prior to the Annual Membership Meeting, the Election Committee Chair shall send an announcement to each LAFCO for distribution to each commissioner and alternate. The announcement shall include the following:
  - i. A statement clearly indicating which offices are subject to the election.
  - ii. A regional map including LAFCOs listed by region.
  - iii. The specific date by which all nominations must be received by the Election Committee. The deadline shall be no later than 30 days prior to the opening of the Annual Conference. Nominations received after the closing date shall be returned to the proposing LAFCO marked "Received too late for Election Committee action."
  - iv. The names of the Election Committee members and the name of their LAFCO, regional representation, email address and phone number. The name, email address and phone number of the Executive Director shall also be included.
  - v. The email address and physical address to send the nominations forms.
  - vi. A form for a Commission to use to nominate a candidate and a candidate resume form of no more than one page each to be completed for each nominee.
  - vii. The specific date by which all voting delegate names are due.

Key Timeframes for Nominations Process

Days\*

- 120 Nomination announcement
- 30 Nomination deadline
- 14 Committee report released

\*Days prior to annual membership meeting

viii. The specific date by which absentee ballots must be requested, the date CALAFCO will

distribute the absentee ballots, and the date by which they must be received by the Executive Director.

b. A copy of these procedures shall be posted on the web site.

#### 3. THE ELECTION COMMITTEE:

- a. The Election Committee and the Executive Director have the responsibility to monitor nominations and help assure that there are adequate nominations from each region for each seat up for election. No later than two weeks prior to the Annual Conference, the Election Committee Chair shall distribute to the members the Committee Report organized by regions, including copies of all nominations and resumes, which are received prior to the end of the nomination period.
- b. At the close of the nomination period, the Election Committee shall prepare regional ballots. Each region will receive a ballot specific to that region. Each region shall conduct a caucus at the Annual Conference for the purpose of electing their designated representatives. Caucus elections must be held prior to the annual membership meeting at the Conference. The assigned regional officers along with a member of the Election Committee shall tally ballots at each caucus and provide the Election Committee the names of the elected Board members and any open seats. In the event of a tie, the regional officer and Election Committee member shall immediately conduct a run-off ballot of the tied candidates.
- c. Make available sufficient copies of the Committee Report for each Voting Delegate by the beginning of the Annual Conference. Only the designated Voting Delegate, or the designated Alternate Voting Delegate shall be allowed to pick up the ballot packet at the Annual Conference.
- d. Make available blank copies of the nomination forms and resume forms to accommodate nominations from the floor at either the caucuses or the annual meeting (if an at-large election is required).
- e. Advise the Executive Director to provide "CANDIDATE" ribbons to all candidates attending the Annual Conference.
- f. Advise the Executive Director to provide "VOTING DELEGATE" ribbons to all voting delegates attending the Annual Conference.
- g. Post the candidate statements/resumes organized by region on a bulletin board or other easily accessible location near the registration desk.
- h. Regional elections shall be conducted as described in Section 4 below. The representative from the Election Committee shall serve as the Presiding Officer for the purpose of the caucus election and shall be assisted by a regional officer from a region other than their own, as assigned by the Executive Director
- i. Following the regional elections, in the event that there are open seats for any offices subject to the election, the Election Committee Chair shall notify the Chair of the Board of Directors that an at-large election will be required at the annual membership meeting and to provide a list of the number and category of seats requiring an at-large election.

#### 4. ELECTRONIC BALLOT FOR LAFCO IN GOOD STANDING NOT ATTENDING ANNUAL MEETING

Limited to the elections of the Board of Directors

- a. Any LAFCO in good standing shall have the option to request an electronic ballot if there will be no representative attending the annual meeting.
- b. LAFCOs requesting an electronic ballot shall do so in writing to the Executive Director no later than 30 days prior to the annual meeting.
- c. The Executive Director shall distribute the electronic ballot no later than two weeks prior to the

annual meeting.

- d. LAFCO must return the ballot electronically to the Executive Director no later than three working days prior to the annual meeting.
- e. LAFCOs voting by electronic ballot may discard their electronic ballot if a representative is able to attend the annual meeting.
- f. LAFCOs voting under this provision may only vote for the candidates nominated by the Election Committee as noted on the ballot and may not vote in any run-off elections.

# 5. AT THE TIME FOR ELECTIONS DURING THE REGIONAL CAUCUSES OR ANNUAL MEMBERSHIP MEETING:

- a. The Presiding Officer shall:
  - i. Review the election procedure with the membership of their region.
  - ii. Present the Election Committee Report (previously distributed).
  - iii. Call for nominations from the floor by category for those seats subject to this election:
    - 1. For city member.
    - 2. For county member.
    - 3. For public member.
    - 4. For special district member.
- b. To make a nomination from the floor, a LAFCO, which is in good standing, shall identify itself and then name the category of vacancy and individual being nominated. The nominator may make a presentation not to exceed two minutes in support of the nomination.
- c. When there are no further nominations for a category, the Presiding Officer shall close the nominations for that category.
- d. The Presiding Officer shall conduct a "Candidates Forum". Each candidate shall be given time to make a brief statement for their candidacy. If a candidate is absent from the regional caucus, they may ask someone in their region to make a brief statement on their behalf.
- e. The Presiding Officer shall then conduct the election:
  - i. For categories where there are the same number of candidates as vacancies, the Presiding Officer shall:
    - 1. Name the nominees and offices for which they are nominated.
    - 2. Call for a voice vote on all nominees and thereafter declare those unopposed candidates duly elected.
  - ii. For categories where there are more candidates than vacancies, the Presiding Officer shall:
    - 1. Poll the LAFCOs in good standing by written ballot.
    - 2. Each LAFCO in good standing may cast its vote for as many nominees as there are vacancies to be filled. The vote shall be recorded on a tally sheet.

- 3. Any ballots submitted electronically for candidates included in the Election Committee Report shall be added to the tally.
- 4. With assistance from the regional officer, tally the votes cast and announce the results.
- iii. Election to the Board shall occur as follows:
  - 1. A majority of the total number of LAFCOs in a given region are required for a quorum. Returned absentee ballots shall count towards the total required for a quorum.
  - 2. The nominee receiving the majority of votes cast is elected.
  - 3. In the case of no majority, the two nominees receiving the two highest number of votes cast shall face each other in a run-off election. Electronic ballots are not included in the tally for any run-off election(s).
  - 4. In case of tie votes:
    - a. A second run-off election shall be held with the same two nominees.
    - b. If there remains a tie after the second run-off, the winner shall be determined by a draw of lots.

#### 6. ADDITIONAL PROCEDURES

- a. For categories where there are more candidates than vacancies, names shall be listed on the ballot in the order the nomination was received and deemed complete.
- b. The Election Committee Chair shall announce and introduce all Board Members elected during the Regional Caucuses at the annual business meeting.
- c. In the event that Board seats remain unfilled after a Regional Caucus, an election will be held immediately at the annual business meeting to fill the position at-large. Nominations will be taken from the floor and the election process will follow the procedures described in Section 4 above. Any commissioner or alternate from a member LAFCO may be nominated for at-large seats.
- d. Seats elected at-large become subject to regional election at the expiration of the term. Only representatives from the region may be nominated for the seat.
- e. As required by the Bylaws, the members of the Board shall meet as soon as possible after election of new Board members for the purpose of electing officers, determining meeting places and times for the coming year, and conducting any other necessary business.

#### 7. LOSS OF ELECTION IN HOME LAFCO

Board Members and candidates who lose elections in their home office shall notify the Executive Director within 15 days of the certification of the election.

#### 8. FILLING BOARD VACANCIES

Vacancies on the Board of Directors may be filled by appointment by the Board for the balance of the unexpired term. Appointees must be from the same category as the vacancy, and should be from the same region.

# **CALAFCO's Four Regions**



The counties in each of the four regions consist of the following:

Northern Region	Coastal Region
Butte	Alameda
Colusa	Contra Costa
Del Norte	Marin
Glenn	Monterey
Humboldt	Napa
Lake	San Benito
Lassen	San Francisco
Mendocino	San Luis Obispo
Modoc	San Mateo
Nevada	Santa Barbara
Plumas	Santa Clara
Shasta	Santa Cruz
Sierra	Solano
Siskiyou	Sonoma
Sutter	Ventura
Tehama	
Trinity	CONTACT: Dawn Longoria
Yuba	Napa LAFCO
	dawn.longoria@napa.lafco.ca.gov
CONTACT: Steve Lucas	
Butte LAFCO	
slucas@buttecounty.net	Central Region
	Alpine
	Amador
	Calaveras
Southern Region	El Dorado
Orange	Fresno
Los Angeles	Inyo

Los Angeles Imperial Riverside San Bernardino San Diego

CONTACT: Gary Thompson Riverside LAFCO gthompson@LAFCO.org

> Yolo CONTACT: José Henriquez Sacramento LAFCO henriquezj@saccounty.net

Kings

Madera

Merced Mono

Placer

Sacramento

San Joaquin Stanislaus Tulare Tuolumne

Mariposa

# CURRENT BOARD MEMBERS AND TERMS

NAME	REGION	TYPE & TERM
Bill Connelly	Butte <i>Northern</i>	County (2025)
Kimberly Cox	San Bernardino Southern	District (2025)
Rodrigo Espinosa	Merced <i>Central</i>	County (2024)
Yxstian Gutierrez	Riverside Southern	County (2025)
Blake Inscore, Secretary	Del Norte North	City (2024)
Gay Jones, <b>Treasurer</b>	Sacramento Central	District (2024)
Kenneth Leary	Napa Coastal	Public (2025)
Gordon Mangel	Nevada <i>Northern</i>	District (2025)
Michael McGill	Contra Costa <i>Coastal</i>	District (2024)
Derek McGregor	Orange Southern	Public (2024)
Margie Mohler, <b>Chair</b>	Napa Coastal	City (2025)
Anita Paque	Calaveras <i>Central</i>	Public (2025)
Wendy Root Askew	Monterey <i>Coastal</i>	County (2024)
Josh Susman	Nevada <i>Northern</i>	Public (2024)
Tamara Wallace	El Dorado Central	City (2025)
Acquanetta Warren, <b>Vice-Chair</b>	San Bernardino Southern	City (2024)

Date Receiv	ed
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# 2024/2025 Nomination Form (Must accompany the Candidate Résumé Form)

# Nomination to the CALAFCO Board of Directors

In accordance with the	e Nominations	and Election Pro	ocedures of CALAFCO,	
		_LAFCO of the _		Region
Nominates				
for the (check one)	City	County	□ Special District	D Public
Position on the CALAF	CO Board of D	irectors to be fil	led by election at the nex	(t Annual
Membership Meeting	of the Associa	ition.		

LAFCO Chair

Date

NOTICE OF DEADLINE		
Nomination Packets must be received by <b>September 16,</b> <b>2024</b> to be considered by the Election Committee.		
Send completed nominations to info@calafco.org		
Or, mail to:		
CALAFCO Election Committee CALAFCO		
1451 River Park Drive, Ste. 185 Sacramento, CA 95815		



# Board of Directors 2024/2025 Candidate Résumé Form

(Complete both pages)

Nominated By:			LAFCO	Date:	
Region (please check one): 🗖 Northern		🖵 Coast	tal [	Central	Southern
Category (please check one): 📮 City		County	🖵 Spec	cial District	Dev Public
Candidate Name					
Address					
Phone	Office		Mol	bile	
e-mail					

Personal and Professional Background:

LAFCO Experience:

CALAFCO or State-level Experience:

Availability:

**Other Related Activities and Comments:** 

## NOTICE OF DEADLINE

Complete Nomination Packets must be received by **September 16, 2024** to be considered by the Election Committee.

Send completed nominations to info@calafco.org

Or, mail to:

CALAFCO Election Committee CALAFCO 1451 River Park Drive, Ste. 185 Sacramento, CA 95815

# **IN THE NEWS**

#### Newspaper Articles

- The Modesto Bee, May 25, 2024, "Riverbank proposal to build 2,400 homes under question by key Stanislaus agency. Here's why."
- The Ceres Courier, May 29, 2024, "Keyes Fire Department mulls bond measure for new station."
- The Modesto Bee, May 30, 2024, "Few farmers opted for excess river water to reduce well pumping east of Modesto area. Why?"
- The Modesto Bee, June 6, 2024, "Turlock water and power utility quickly appoints new general manager from within. Here's who."

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# **Riverbank proposal to build 2,400 homes under question** by key Stanislaus agency. Here's why.

### By John Holland

A proposed 2,400-home expansion of Riverbank to the west has raised concerns from a key official in the approval process.

The concerns are listed in a May 15 letter to the city from Sara Lytle-Pinhey, executive director of the Stanislaus Local Agency Formation Commission. She said that the River Walk project would consume prime farmland and that the city has enough home sites within its current boundaries for now.

The proposal is still undergoing the required study of environmental impacts, including traffic, water, farmland and other concerns. It eventually would go before the Riverbank Planning Commission for a recommendation on how the City Council should vote.

The final step would be LAFCO, which rules on annexations to cities in Stanislaus County. Lytle-Pinhey and her staff would analyze the proposal in detail for the five voting members. Two of them are county supervisors, Vito Chiesa and Terry Withrow. Two are mayors, Richard O'Brien of Riverbank and Amy Bublak of Turlock. Ken Lane represents the general public.

#### RIVERBANK WOULD GROW TO MCHENRY

River Walk would take up about two-thirds of a 1,522-acre annexation bounded by McHenry Avenue, Patterson Road and the Stanislaus River. The rest would be deferred for future development decisions.

The western city limit is now roughly halfway between Coffee and Oakdale roads.

Lytle-Pinhey's letter was attached as "informational correspondence" to the LAFCO agenda for Wednesday, May 22. Members cannot yet vote, but they did hear from several River Walk opponents during the public comment period required for all government meetings in California.

They said River Walk would be built on farm soil especially well-suited to groundwater recharge during storms. Jeani Ferrari of Turlock, who chairs the Farmland Working Group, urged "infill" development rather than sprawl for Riverbank.

"This amazing resource, some of the world's most productive farmland, should not be paved over if we have not first built in, built up and grown sustainably," she said.

#### SUPPORTERS CITE HOUSING SHORTAGE

River Walk supporters have said it would help ease the area's housing shortage with a mix of singlefamily houses and apartments. A small part would be "mixed-use," where homes sit amid businesses. The site would have extensive trails and wildlife protections on the bluff overlooking the river.

A project consultant addressed the farmland issue during a February presentation to the City Council. Engineer David Romano said housing often requires losing farmland, but the county will require

#### IN THE NEWS – The Modesto Bee, May 25, 2024- Continued

protection of a like amount elsewhere. He also said farmers have become efficient at using the land that is available.

"All of this needs to be balanced," Romano said. He was speaking during an informal briefing on River Walk while the draft report was still being circulated.

O'Brien has said River Walk could be a worthwhile addition to Riverbank's housing stock, but it will get full vetting, including the added demand on city services. He declined after the LAFCO meeting to discuss the project in detail.

The draft environmental report cited 6,712 home sites in Riverbank's current growth areas. They include land already annexed to the city as well as its "sphere of influence," which could be built on at some point.

Lytle-Pinhey noted the home site inventory in her letter. She also said the annexation could violate a policy of maintaining buffers around communities so they have distinct identities. The city limit would be just across McHenry from the Del Rio Country Club, which has numerous homes.

"LAFCO's policies encourage compact and efficient growth, with a preference for infill development on those areas already within the city limits followed by areas within the sphere of influence," Lytle-Pinhey wrote.

#### LAFCOS GOVERN GROWTH AROUND STATE

Every county in California has a LAFCO. Along with city annexations, they assess whether local agencies can provide various services.

River Walk would boost the Riverbank's homes by about 30%. It is now home to about 25,000 people. Most of the recent growth has been near the south end, around the Crossroads shopping center.

Riverbank has a modest amount of downtown housing, but a plan approved in 2015 outlined how the core might be revived. Just to the west is a vacant cannery site where a walkable mix of homes and businesses was suggested.

River Walk would provide:

1,550 low-density homes, up to eight per acre, on a total of 467 acres

702 medium-density homes, up to 16 per acre, on a total of 79 acres

180 high-density homes, averaging 18 per acre, on a total of 10 acres

72 acres of mixed use

69 acres of open space near the river

177 acres of parkland and other open space.

# **Keyes Fire Department mulls bond measure for new station**

#### By Jeff Benziger

Keyes Fire Protection District officials are mulling the placement of a \$7 million bond measure on the Nov. 5, 2024 ballot to build a new and modern fire station.

To gauge if there is enough support for an assessment on Keyes property tax rolls, the district is seeking community comments or questions on the district website, www.keyesfire.com

Keyes Fire Chief Royjindar Singh said the board will make a final decision to proceed or not at its Thursday, June 20 meeting.

A two-thirds majority voter approval would be required for passage. If approved, property owners would see an estimated assessment at a rate of \$29 per \$100,000 of assessed value per year. District officials say the average property owner would pay about \$120 extra per year to pay off the bond.

Chief Singh said the "Emergency Response, Fire Protection and Facilities Improvement Bond" measure is needed because the current Keyes Fire Station was built in the early 1960s and is inadequate to serve the growing and modern public safety needs of the Keyes area. While the station may look nice, Singh said it is antiquated and undersized.

"In one of our engine bays you can see literally the back bumper has to touch the back wall so the front door can close – that's how tight it is," Singh noted.

The other engine, if not weighted down with 1,000 gallons of water in its tank, cannot be rolled into the station because it's too tall.

"There is no space for the storage or cleaning of personal protection gear (fire turnouts, boots, gloves, etc.) necessary to keep our firefighters safe," according to the district website.

The station was built with no sleeping quarters since in those days a traditional volunteer fire department had firefighters respond to the station when a call for service came in. Now Keyes has 20 firefighters in its department who work shifts of 12, 24, or 48 hours and who need sleeping quarters. Currently overnight firefighters sleep in a makeshift dorm created from building a wall in the dayroom, which is shared between males and females.

"While we are a volunteer department, our station is staffed full-time like a paid department."

The station's plumbing system is outdated and the electrical system cannot be modified for modern equipment, such as station lighting, power outlets, computers and appliances.

Another drawback is that the station does not meet Americans with Disabilities Act (ADA) standards.

Officials say that due to the station design and materials, as well as the condition of the existing systems, a simple modernization or retrofit isn't feasible.

#### IN THE NEWS – The Ceres Courier, May 29, 2024- Continued

Singh said the district has hired a consultant to guide through the bond measure process. A preliminary station design has been drawn up to come up with an estimated cost of between \$5.9 million to \$6.4 million.

Singh said grants would be hard to snag and not cover all the costs.

"Based on what our revenues are it would not be financially responsible to take that large of a loan out and try to pay that and still try to meet the operational needs," said Singh.

If a bond measure is passed, the district would build the new station in a large vacant parcel adjacent to the old station.

Holding a bond election during a presidential election improves the odds for passage because of the greater number of voters, said Singh.

"We are kind of on a compressed timeline so we are doing some outreach," said Singh, "but she kind of recommended to us that we put some feelers out there, kind of see what questions are coming up so those questions we can address and maybe put those concerns in the ballot measure."

The chief remains hopeful that the community will pass the measure, noting how residents are generally supportive of the fire department.

"We have a lot of positive community relations, we get positive feedback. Based on that I think we have a pretty good chance."

Assessed value is determined by the Stanislaus County Assessor and is often much closer to the original purchase price of the home than to the current market value.

The cost of bond measures is based on the assessed value of properties which is typically much lower than the market value, especially if purchased long ago at a much lower price than it could be purchased for today.

The measure would be written in such a way that funds would:

- Be controlled locally and shielded from any potential state grabs;
- Would set up an independent citizens' oversight and annual audits;
- Never be used for administrative salaries or pensions.

Keyes Fire Protection District covers 42 square miles, stretching from Pioneer Road to Bystrum Road on the west side, and from Esmar Road to the north and south to the Turlock city limits.

# Few farmers opted for excess river water to reduce well pumping east of Modesto area. Why?

#### By John Holland

Above-average storms have allowed the Modesto Irrigation District to offer Tuolumne River water to nearby farmers who normally tap wells. It is getting few takers.

The program is designed to boost the stressed aquifer generally east of Waterford, just outside MID boundaries. The district board on Tuesday debated whether to drop the price to spur interest, but a majority voted to leave it unchanged.

The discussion came amid a state mandate to make groundwater use sustainable by about 2040. MID does not have a major problem within its territory, which stretches west to the San Joaquin River. But it is part of a regional effort to comply with the 2014 law.

This includes out-of-district sales of Tuolumne water in years when MID's own farmers have plenty. That was the case in 2023, one of the wettest years on record, and this year thanks to storage in Don Pedro Reservoir.

#### ONLY FOUR OUTSIDE FARMERS SOUGHT MID WATER

The district staff planned on outside sales this year of up to 60,000 acre-feet of water. Only four farmers applied, for a total of 1,500. An acre-foot is enough to cover an acre a foot deep. Crops typically need three to four over the growing season.

The price is \$200 per acre-foot, set by the board last August. Board member Larry Byrd on Tuesday suggested reducing it to \$60 for the rest of the irrigation season.

"No one's taking a drop of water," he said. "... It's not going to work at \$200."

Byrd's motion got support from board member Nick Blom. Janice Keating, Robert Frobose and John Boer voted against it.

Defenders of the \$200 price said it is the same as the Oakdale Irrigation District, just north of MID on the Stanislaus River.

Frobose said the reduced price would amount to subsidizing outside farmers. Some of them are not near the canals, so they have to install pipelines and other infrastructure.

Boer said he did not want to change the price in the middle of irrigation season.

WATER PRICE WAS AN ISSUE LAST YEAR, TOO

A similar issue arose when the MID board established the program last year. The board initially discussed \$80 for the first acre-foot and \$60 for each of the next three. It was approved at \$200 after critics complained about undervaluing the water.

#### IN THE NEWS – The Modesto Bee, May 30, 2024- Continued

The program allows outside farmers to sign 20-year contracts for MID river water, which helps them invest long-term in the infrastructure. It is available in years defined as wet or above normal, projected to be seven out of the 20 years. Average and drier conditions will mean no access to the MID canals for these farmers.

The state law is the Sustainable Groundwater Management Act. It will require reductions in well pumping along with recharge projects. The latter can include building basins where storm runoff can seep into the ground, spreading excess water across farm fields, and restoring floodplains along rivers.

#### WHY DOESN'T MID JUST SAVE THE WATER FOR ITSELF?

MID could keep the excess water in Don Pedro to guard against a drier 2025 for its farmers. But the reservoir is still relatively high for this time of year, and the snowmelt will go on for several weeks. As of Tuesday, Don Pedro was at 94% of its capacity and 117% of the historical average for May 28, the California Department of Water Resources reported.

MID leaders have said the region can best comply with the state law by putting excess river flows into the ground whenever possible.

# **Turlock water & power utility quickly appoints new general manager from within.** Here's who

### By John Holland

Brad Koehn was named general manager of the Turlock Irrigation District, just days after the current one announced her impending departure.

Koehn has worked since 2011 at TID, which provides water and electricity in parts of Stanislaus and Merced counties. He has been chief operating officer since 2020 and was appointed to the top post by the board Tuesday, June 4.

Koehn will succeed Michelle Reimers, who announced May 31 that she is resigning as of June 21 after four years as GM. His annual salary has not yet been negotiated with the board.

"Brad is a proven leader who brings a deep understanding of all TID operations," Board President Ron Macedo said in a news release. "His experience as the chief operating officer, and the different leadership positions he has held in both the water and power administrations, makes him uniquely situated to step into the general manager role and ensure a seamless transition."

TID supplies Tuolumne River water to about 149,000 farmland acres and to a new treatment plant for residents of Turlock and Ceres. It has about 240,000 power customers in a stretch from La Grange to the Patterson area.

Koehn joined TID as civil engineering manager after 16 years as a private engineer. In 2018, he became assistant general manager for power supply.

#### WORK ON WATER AND POWER PROJECTS

Koehn has helped build small reservoirs near Keyes and Hilmar that reduce water waste along canals. He worked on upgrades that extended the life of the hydroelectric plant at Don Pedro Reservoir. And he has been involved with the Western Energy Imbalance Market, where utilities in several states seek low-priced electricity on short notice.

"TID has made significant advancements, and Brad has been instrumental in moving these initiatives forward," Reimers said. "I am excited to see what he will advance under his direct leadership."

Koehn also is on the board of the Turlock Rural Fire Protection District.

"I look forward to guiding TID's dedicated and skilled workforce," he said, "and together furthering the progress the district has made and continuing to meet our mission of providing reliable and affordable



DRAFT

# STANISLAUS LOCAL AGENCY FORMATION COMMISSION MINUTES May 22, 2024

## 1. CALL TO ORDER

Due to the absence of the Chair and Vice-Chair, Commissioner O'Brien agreed to serve as Acting Chair.

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

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

Commissioners Present:	Richard O'Brien, Acting Chair, City Member Amy Bublak, City Member Bill Berryhill, Alternate Public Member
Commissioners Absent:	Vito Chiesa, County Member Terry Withrow, County Member Ken Lane, Public Member Mani Grewal, Alternate County Member Javier Lopez, Alternate City Member
Staff Present:	Sara Lytle-Pinhey, Executive Officer Javier Camarena, Assistant Executive Officer Jennifer Vieira, Commission Clerk Robert J. Taro, Alternate LAFCO Counsel

#### 2. PUBLIC COMMENT

Gary Pearson, Jami Aggers, Dan Whetstone, Milt Trieweiler, Anita Young and Jeani Ferrari spoke regarding their concerns about the City of Riverbank's River Walk Specific Plan proposal.

#### 3. CORRESPONDENCE

A. Specific Correspondence.

None.

- B. Informational Correspondence.
  - 1. Letter from Jeani Ferrari, Farmland Working Group, regarding the River

Walk Specific Plan/Draft EIR, dated May 10, 2024.

2. Letter from the LAFCO Executive Officer regarding the River Walk Specific Plan/Draft EIR, dated May 15, 2024.

### 4. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

#### 5. CONSENT ITEMS

- A. <u>MINUTES OF THE APRIL 24, 2024 LAFCO MEETING</u> (Staff Recommendation: Accept the Minutes.)
- B. **SCHEDULE OF FEES AND DEPOSITS UPDATE.** (Staff Recommendation: Adopt the updated Schedule of Fees and Deposits.)

Motion by Commissioner Bublak, seconded by Commissioner Berryhill, and carried with a 3-0 vote to approve the consent items, by the following vote:

Ayes:	Commissioners: Berryhill, Bublak and O'Brien
Noes:	Commissioners: None
Ineligible:	Commissioners: None
Absent:	Commissioners: Chiesa, Grewal, Lane, Lopez and Withrow
Abstention:	Commissioners: None

## 6. PUBLIC HEARING

A. <u>FINAL LAFCO BUDGET FOR FISCAL YEAR (FY) 2024-2025</u>. The Commission will consider the adoption of the final LAFCO budget consistent with Government Code Sections 56380 and 56381. (Staff Recommendation: Approve the Final Budget and adopt Resolution No. 2024-07.)

Sara Lytle-Pinhey, Executive Officer, presented the item with a recommendation to approve the Final Budget.

Chair O'Brien opened the Public Hearing at 6:19 p.m.

No one spoke.

Chair O'Brien closed the Public Hearing at 6:19 p.m.

Motion by Commissioner Berryhill, seconded by Commissioner Bublak and carried with a 3-0 vote to approve the Final Budget and adopt Resolution No. 2024-07, by the following vote:

Ayes:	Commissioners: Berryhill, Bublak and O'Brien
Noes:	Commissioners: None
Ineligible:	Commissioners: None
Absent:	Commissioners: Chiesa, Grewal, Lane, Lopez and Withrow
Abstention:	Commissioners: None

LAFCO MINUTES MAY 22, 2024 PAGE 3

#### 7. OTHER BUSINESS

None.

## 8. COMMISSIONER COMMENTS

None.

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

None.

## 10. EXECUTIVE OFFICER'S REPORT

The Executive Officer informed the Commission of the following:

- Staff recorded the Zacharias-Baldwin annexation to the City of Patterson last week.
- There are no Public Hearings scheduled for June. Staff suggests canceling the June meeting.

## 11. CLOSED SESSION – PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957, a closed session will be held to consider the following item: Public Employee Performance Evaluation – Title: LAFCO Executive Officer

Chair O'Brien announced the closed session and provided an opportunity for the public to comment. There were no comments and the Commission recessed to Closed Session at 6:22 p.m.

The Commission reconvened at 6:37 p.m. Chair O'Brien stated there was no reportable action.

## 12. ADJOURNMENT

A. Chair O'Brien adjourned the meeting at 6:38 p.m.



Sara Lytle-Pinhey, Executive Officer

#### TO: LAFCO Commissioners

#### FROM: Javier Camarena, Assistant Executive Officer

SUBJECT: MSR NO. 2024-04, SOI UPDATE 2024-04: MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR EASTSIDE WATER DISTRICT

#### **INTRODUCTION**

This proposal was initiated by the Local Agency Formation Commission in response to State mandates, which require the Commission to conduct Municipal Service Reviews and Sphere of Influence Updates for all cities and special districts every five years, as needed. This current review is a routine update to the previous document adopted by the Commission in 2019 for the Eastside Water District. The District studies the means to obtain surface water to supplement groundwater, and to eventually develop reliable source(s) of irrigation water. The District also monitors groundwater levels throughout its boundaries as part of the California Statewide Groundwater Elevation Monitoring (CASGEM) program and groundwater management planning with the East Turlock Sub-basin Groundwater Sustainability Agency JPA.

#### DISCUSSION

The Municipal Service Review and Sphere of Influence Update process provides an opportunity for districts to share accurate and current data, accomplishments and information regarding the services they provide. LAFCO Staff sent the District requests for information, researched District reports and reviewed the District's most recent audits and financial statements. Once this data was collected, a revised Municipal Service Review and Sphere of Influence Update document was completed.

Minor changes have been made to the document. The proposed Municipal Service Review and Sphere of Influence Update are attached to this report as Exhibit 1. The relevant factors and determinations as put forth by the Cortese-Knox-Hertzberg Act are discussed for the District. <u>No changes</u> are being proposed for the District's Sphere of Influence at this time.

The District currently has adequate capacity to provide services to customers within its existing service area. Including monitoring groundwater levels as part of state programs and its local JPA.

#### ENVIRONMENTAL REVIEW RECOMMENDATIONS

Pursuant to the California Environmental Quality Act (CEQA), the adoption of a municipal service review is considered to be categorically exempt from the preparation of environmental documentation under a classification related to information gathering (Class 6 – Regulation §15306). Further, LAFCO's concurrent reaffirmation of an existing sphere of influence qualifies for a General Exemption as outlined in CEQA Regulation §15061(b)(3), which states:

The activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

#### EXECUTIVE OFFICER'S AGENDA REPORT JULY 24, 2024 PAGE 2

As there are no land use changes, boundary changes, or environmental impacts associated with the Municipal Service Review and Sphere of Influence Update, an exemption from further environmental review is appropriate.

#### **ALTERNATIVES FOR COMMISSION ACTION**

After consideration of this report and any testimony or additional materials that are submitted, the Commission should consider choosing one of the following options:

- **Option 1:** APPROVE the Municipal Service Review and Sphere of Influence Update for the Eastside Water District.
- **Option 2:** DENY the update.
- **Option 3:** If the Commission needs more information, it should CONTINUE this matter to a future meeting (maximum 70 days).

#### **RECOMMENDED ACTION**

**Approve Option 1.** Based on the information presented, Staff recommends approval of Municipal Service Review and Sphere of Influence Update for the Eastside Water District. Therefore, Staff recommends that the Commission adopt Resolution No. 2024-08 which:

- Determines that the Municipal Service Review and Sphere of Influence Update qualify for a General Exemption from further California Environmental Quality Act (CEQA) review based on CEQA Regulation §15061(b)(3);
- 2. Makes determinations related to the Municipal Service Review, as required by Government Code Section 56430; and,
- 3. Determines that the Sphere of Influence for the Eastside Water District should be affirmed as it currently exists.

#### Attachments:

*Exhibit 1* - Municipal Service Review and Sphere of Influence Update for the Eastside Water District *Exhibit 2* - Resolution No. 2024-08

# <u>Exhibit 1</u>

Municipal Service Review & Sphere of Influence Update for Eastside Water District This page intentionally left blank.





# MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE:



# EASTSIDE WATER DISTRICT

Prepared By:

Stanislaus Local Agency Formation Commission 1010 Tenth Street, Third Floor Modesto, CA 95354 Phone: (209) 525-7660

Adopted: \_\_\_\_\_

# COMMISSIONERS

Amy Bublak, City Member Richard O'Brien, City Member Vito Chiesa, County Member Terry Withrow, County Member Ken Lane, Public Member Javier Lopez, Alternate City Member Mani Grewal, Alternate County Member Bill Berryhill, Alternate Public Member

# STAFF

Sara Lytle-Pinhey, Executive Officer Javier Camarena, Assistant Executive Officer Jennifer Vieira, Commission Clerk Shaun Wahid, Commission Counsel

### TABLE OF CONTENTS

Introduction	1
Service Review Factors and Sphere of Influence Update Process	1
Sphere of Influence Update Process	
·	
Service Review – Eastside Water District	3
Authority	
Background	
Purpose	
Governance	
Formation	
Location and Size	
Sphere of Influence	
Personnel	
Classification of Services	
Services	
Support Agencies	
Funding Sources	
Service Review Determinations	
Growth and Population Projections	
Location and Characteristics of Disadvantaged, Unincorporated Communities	
Present and Planned Capacity of Public Facilities, Adequacy of Public Services	
Financial Ability of Agencies to Provide Services	
Status of, and Opportunities for, Shared Facilities	
Accountability for Community Service Needs	
Any Other Matter Related to Effective or Efficient Service Delivery	
Sphere of Influence Update – Eastside Water District	8
Sphere Determinations	
Present and Planned Land Uses	
Present and Probable Need for Public Facilities and Services	8
Present Capacity of Public Facilities and Adequacy of Public Services	
Communities of Interest in the Area	
Need for Facilities and Services in Disadvantaged Unincorporated Communities	
District Summary Profile	10
Map: Eastside Water District Boundary & SOI	
References	
	····· · Z

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#### Municipal Service Review and Sphere of Influence Update For the Eastside Water District

#### Introduction

The Cortese/Knox/Hertzberg Local Government Reorganization Act of 2000 Act (CKH Act) requires the Local Agency Formation Commission (LAFCO) to update the Spheres of Influence (SOI) for all applicable jurisdictions in the County. A Sphere of Influence is defined by Government Code 56076 as "...a plan for the probable physical boundary and service area of a local agency, as determined by the Commission." The Act further requires that a Municipal Service Review (MSR) be conducted prior to or, in conjunction with, the update of a Sphere of Influence (SOI).

The legislative authority for conducting Service Reviews is provided in Government Code Section 56430 of the CKH Act. The Act states, that "in order to prepare and to update spheres of influence in accordance with Section 56425, the commission shall conduct a service review of the municipal services provided in the county or other appropriate area..." A Service Review must have written determinations that address the following factors in order to update a Sphere of Influence. These factors were recently amended to include identification of disadvantaged unincorporated communities within or contiguous to the sphere of influence of an agency.

#### Service Review Factors to be Addressed

- 1. Growth and Population Projections for the Affected Area
- 2. The Location and Characteristics of Any Disadvantaged Unincorporated Communities Within or Contiguous to the Sphere of Influence
- 3. Present and Planned Capacity of Public Facilities, Adequacy of Public Services, and Infrastructure Needs or Deficiencies Including Needs or Deficiencies Related to Sewers, Municipal and Industrial Water, and Structural Fire Protection in Any Disadvantaged, Unincorporated Communities Within or Contiguous to the Sphere of Influence
- 4. Financial Ability of Agencies to Provide Services
- 5. Status of, and Opportunities for, Shared Facilities
- 6. Accountability for Community Service Needs, Including Governmental Structure and Operational Efficiencies
- 7. Any Other Matter Related to Effective or Efficient Service Delivery, as Required by Commission Policy

State Guidelines and Commission policies encourage cooperation among a variety of stakeholders involved in the preparation of a Service Review. This Service Review will analyze the existing and future services for the Eastside Water District. The Service Review will also provide a basis for the District and LAFCO to evaluate, and if appropriate, make changes to the Sphere of Influence.

#### Sphere of Influence Update Process

A special district is a government agency that is required to have an adopted and updated Sphere of Influence. Section 56425(g) of the CKH Act calls for Spheres of Influence to be reviewed and updated every five years, as necessary. Stanislaus LAFCO processes the Service Review and Sphere of Influence Updates concurrently to ensure efficient use of resources. For rural special districts, which do not have the typical municipal level services to review, this Service Review will be used to determine what type of services each district is expected to provide and the extent to which they are actually able to do so. The Sphere of Influence will delineate the service capability and expansion capacity of the agency, if applicable.

#### Service Review – Eastside Water District

#### <u>Authority</u>

This review will cover the Eastside Water District, a "single purpose" district, which is generally located east of the City of Turlock, within both Stanislaus and Merced Counties. The District was organized under the California Water Code, Division 13, §34000 – 38501. In addition, the District is considered a "landowner voter district", as the board members are elected by landowners within the District's boundaries.

#### **Background**

No resource is more vital to California than water. From the agricultural areas, urban centers, industrial plants, to open space and recreational areas, the distribution of water has been critical to all land uses.

In California, there are hundreds of special water districts with a great diversity of purposes, governance structures, and financing mechanisms. Some districts are responsible for one type of specific duty, as in the case of the water district reviewed in this report, while other districts provide a wide range of public services.

#### <u>Purpose</u>

Water Districts are formed for purposes such as: to produce, store and distribute water for irrigation, domestic, industrial and municipal uses; drain and reclaim lands; collect, treat and dispose of sewage, waste and storm water; generate hydroelectric power; allocate water to crops and acreage; and, for districts that adopt a groundwater management plan, the same power given to water replenishment districts by the water code to protect groundwater from contamination.

#### Governance

Nine board members, elected by landowners within the District boundaries, govern the District. Meetings are held monthly at Cortez Hall located at 12937 North Cortez Avenue in Turlock.

#### **Formation**

The Eastside Water District was formed on October 14, 1985.

#### Location and Size

The District's boundary currently encompasses approximately 73,000 acres, and is located in the southeastern portion of Stanislaus County and in the northeastern portion of Merced County.

#### Sphere of Influence

The District's original Sphere of Influence, as adopted in 1988, included approximately 2,700 acres of expansion areas in addition to the District's current boundaries. These areas are generally located west of Hawkins Road and to the south and east of Meikle Road. The District

added 2,400 acres to its sphere of influence in 2019. The District's boundary and Sphere of Influence are both generally located in the eastern part of Stanislaus County and cover areas in Merced County as well. The area is generally south of the Tuolumne River, east of the Burlington Northern Santa Fe Railroad and along both the north and south sides of the Stanislaus/Merced County line (See Map on page 12). This Service Review will cover the District's existing boundary and Sphere of Influence (SOI).

#### <u>Personnel</u>

There are no paid employees working for the District. However, the District does contract out for engineering, legal, grant management, and a District Secretary for monthly recordkeeping services.

#### Classification of Services

The District is authorized to provide the functions or classes of services (e.g. irrigation water and groundwater protection) as identified in this report. Due to recent changes in the Cortese-Knox-Hertzberg Act, the Districts would have to seek LAFCO approval to exercise other latent powers not currently provided.

#### <u>Services</u>

When formed, the District's stated purpose was to study the means to obtain surface water to supplement the groundwater, and to eventually develop reliable source(s) of irrigation water. As a result of recent legislation, the District will also be monitoring groundwater levels throughout its boundaries as part of the California Statewide Groundwater Elevation Monitoring (CASGEM) program and groundwater management planning with the East Turlock Sub-basin Groundwater Sustainability Agency JPA.

Over the years, the District has undertaken a series of initiatives/activities in order to stabilize and/or restore groundwater levels:

1990 Irrigation Master Plan 1994 Groundwater Master Plan
1995-present Pilot Surface Water Incentive Program
1997 Turlock Basin Groundwater Management Plan
1998-2000 Operated the Monte Vista Pilot Recharge Program
2001 Obtained a \$200,000 Grant from the Department of Water Resources to
finance an "Eastside Water District Groundwater Multiple Resources
Integration Planning Study".
2003 Prepared a "Supplemental Water Supply Plan", as part of the above listed
Grant, to identify alternatives for the provision of supplemental water supplies and the means in which to deliver the water to the District.
2006 In partnership with the Turlock Irrigation District (TID), constructed and
continues to operate the East Avenue Pilot Recharge Project.
2008 As a member of the Turlock Groundwater Basin Association, retained
Timothy J. Durbin to prepare an "Assessment of Future Groundwater
Impacts Due to Assumed Water Use Changes in the Turlock Groundwater
Basin."
2008 Groundwater Master Plan Update

2011	District and TID established a network of wells to monitor groundwater levels as part of CASGEM, the California statewide monitoring program.
2014	Potential Managed Aquifer and Recovery of Diffused Surface Water Program (DSWP) Report by Wood-Rodgers, Provost & Pritchard, and E- PUR
2015	DSWP Design Plans (30%) by Provost & Pritchard
2015 - 2016	Water Charge Analysis Report and Proposition 218 Election Report & Results.
2017	Joined the Counties of Merced and Stanislaus, the Ballico-Cortez Water District, and Merced Irrigation District in forming the East Turlock Subbasin (ETS) Groundwater Sustainability Agency (GSA)
2018	ETS GSA JPA and the West Turlock Subbasin GSA began jointly assembling a Groundwater Sustainability Plan (GSP) in compliance with the Sustainable Groundwater Management Act (SGMA) of 2014.
2022	ETS GSA JPA and West Turlock Subbasin GSA jointly submitted a GSP in January of 2022.

In addition, the District maintains a website (www.eastsidewaterdistrict.com) that provides current information on District programs and activities.

#### Support Agencies

The District maintains a positive collaborative relationship with other agencies, as necessary. These agencies include the: City of Turlock, neighboring Irrigation Districts (Merced, Modesto, and Turlock), Agricultural Water Management Council (AWMC), Association of California Water Agencies (ACWA), State Department of Water Resources, and United States Geological Service.

#### Funding Sources

The District's source of revenue is derived from charging an assessment of \$2.00 per acre, per year, to the landowners within the District boundaries. The money collected is utilized to carry out studies to bring water to the District and for general operational purposes.

In 2016, the District began collecting per-acre charges to fund its Diffused Surface Water Program (DSWP). In five of ten years beginning in 2016, the District will charge up to \$40.32 per acre as a capital improvement charge to build the DSWP; for a total of up to \$175.88 (\$176.00) per acre over this period. Also, during that period, a Proposition 218 election authorized an operational per acre charge of up to 10% of accumulated capital charges to fund both the operation of DSWP capital improvements and to comply with the SGMA.

#### Written Determinations – Eastside Water District

The following provides an analysis of the seven categories or components required by Section 56430 for a Service Review for the Eastside Water District:

#### 1. Growth and Population Projections for the Affected Area

The District serves a rural agricultural area that is located in both Stanislaus and Merced County, generally east of Turlock. The area is designated as Agriculture on both the Merced and Stanislaus County General Plans and does not expect any significant population growth.

#### 2. The Location and Characteristics of Any Disadvantaged Unincorporated Communities Within or Contiguous to the Sphere of Influence

There are no disadvantaged unincorporated communities, as defined by Government Code Section 56033.5 within or contiguous to the District's Sphere of Influence.

3. Present and Planned Capacity of Public Facilities, Adequacy of Public Services, and Infrastructure Needs or Deficiencies Including Needs or Deficiencies Related to Sewers, Municipal and Industrial Water, and Structural Fire Protection to Any Disadvantaged, Unincorporated Communities Within or Contiguous to the Sphere of Influence

The District is involved in the following projects.

- Engineering, technical assistance, and construction of diversion facilities from TID's main and highline canals to provide periodic surface water deliveries to landowners.
- The ETS GSA JPA was formed in March 2017. EWD led the five (5) members of the JPA. Many of the EWD projects were incorporated into the GSP that was submitted in January of 2022.
- Mustang Creek Flood Control Basin Project (Previously Mustang Creek Flood Control Recharge Project).
- Upland/Waterford Pipeline Project completed a feasibility analysis. The District has initiated landowner meetings in the area to explore alternatives for flood flow capture opportunities on Mustang and Dry Creeks. Continued water purchases from MID for recharge on Dry Creek.
- The East Turlock Area Upland Pipeline Project which serves EWD landowners and recharge the groundwater basin.
- Infrastructure upgrades to existing side gates on the Highline Canal to deliver replenishment water.
- Sand Creek Watershed Flood Attenuation and Recharge Project. EWD has obtained land for the project. Concepts are being developed for programmatic implementation which include flood flow dispersal and flood MAR from local drainages and ditches.

Currently, the District has both the ability and the capacity to serve its service area and has no unmet infrastructure needs or deficiencies. Additionally, the District is not a provider of sewer, municipal and industrial water, or structural fire protection services.

#### 4. Financial Ability of Agencies to Provide Services

At present time, the District appears to have the necessary financial resources to fund adequate levels of service within its boundaries. There is no overlapping or duplication of services within the District boundaries.

#### 5. Status of, and Opportunities for, Shared Facilities

Other than being responsible for the Mustang Creek Flood Control Project owned by Merced County, the District does not share any facilities with other agencies or Districts.

# 6. Accountability for Community Service Needs, Including Governmental Structure and Operational Efficiencies

To more fully represent landowners within the District, the Board of Directors were expanded from seven to a nine-member board of directors in 2022. The Board of Directors, elected by the landowners, governs the District. The Board is subject to the provisions of the Brown Act requiring open meetings. The District provides up to date information through its website (www.eastsidewaterdistrict.com).

The District does not have a traditional management structure, as it does not employ fulltime personnel. It does however employ consultants for engineering, legal, and secretarial services on a contractual basis to perform the necessary administrative and operational duties for the District.

# 7. Any Other Matter Related to Effective or Efficient Service Delivery, as Required by Commission Policy

None.

### Sphere of Influence Update

In determining a sphere of influence (SOI) of each local agency, the Commission shall consider and prepare determinations with respect to each of the following factors, pursuant to Government Code Section 56425:

- 1. The present and planned land uses in the area, including agricultural and open-space lands.
- 2. The present and probable need for public facilities and services in the area.
- 3. The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.
- 4. The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency.
- 5. For an update of a sphere of influence of a city or special district that provides public facilities or services related to sewers, municipal and industrial water, or structural fire protection, the present and probable need for those public facilities and services of any disadvantaged unincorporated communities within the existing sphere of influence.

The following determinations for the Eastside Water District's Sphere of Influence update are made in conformance with Government Code Section 56425 and local Commission policy.

#### **Determinations:**

1. Present and Planned Land Uses in the Area, Including Agricultural and Open-Space Lands

The Eastside Water District's Sphere of Influence (SOI) totals approximately 73,500 acres. Territory within the District's Sphere of Influence consists of agricultural and rural land use areas. These uses are not expected to change. In addition, the District does not have the authority to make land use decisions, nor does it have authority over present or planned land uses within its boundaries or sphere of influence area. The responsibility for land use decisions within these areas is retained by the counties of Stanislaus and Merced.

#### 2. Present and Probable Need for Public Facilities and Services in the Area

The District is presently meeting the needs of its customers. The future need to identify and subsequently obtain surface water to supplement the groundwater and to develop reliable source(s) of irrigation water to its customers will not likely diminish.

# 3. Present Capacity of Public Facilities and Adequacy of Public Services that the Agency Provides or is Authorized to Provide

The District currently has the capacity to continue its efforts to stabilize and/or restore groundwater levels within its existing Sphere of Influence.

# 4. The Existence of Any Social or Economic Communities of Interest in the Area if the Commission Determines That They are Relevant to the Agency

There are no known communities of interest within the District's boundaries or Sphere of Influence.

5. For an Update of a Sphere of Influence of a City or Special District That Provides Public Facilities or Services Related to Sewers, Municipal and Industrial Water, or Structural Fire Protection, the Present and Probable Need for Those Public Facilities and Services of Any Disadvantaged Unincorporated Communities Within the Existing Sphere of Influence

As the District does not provide services related to sewers, municipal and industrial water or structural fire protection, this factor is not applicable.

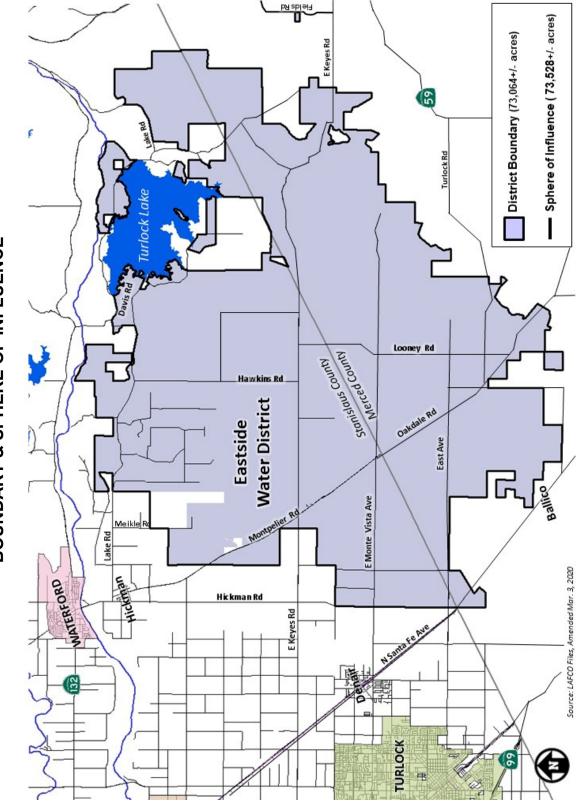
#### DISTRICT SUMMARY PROFILE

- District: EASTSIDE WATER DISTRICT
- Location: Southeastern Stanislaus County and Northeastern Merced County
- Service Area: Approximately 73,000 acres (with approximately 460 acres outside the current District boundaries but within the proposed Sphere of Influence).
- Population\*: 818
- Land Use: Agricultural
- Date of Formation: October 14, 1985



- Enabling Act: California Water Code, Division 13, Section 34000 et. seq. (Water District Act)
- Governing Body: 9 Member Board of Directors, elected by landowners within District boundaries
- Administration: No paid employees. However, the District does contract out for engineering, legal, grant management services, and secretary services.
- District Services: Groundwater monitoring, recharge projects, the pursuit of surface water supplies to supplement groundwater use, and related studies.
- Budget: <u>Fiscal Year 2022-2023</u> Revenues: \$902,541 Expenses: \$1,113,894
- Revenue Sources: Property Assessments (\$2 per acre) DSWP Capital Improvement Per Acre Charge (up to \$175.88 or \$176.00) DSWP Operational Per Acre Charge (up to \$16.01)

\*Source: Population estimated using growth estimates from Stanislaus County Housing Element and Merced County Housing Element.



MAP: EASTSIDE WATER DISTRICT BOUNDARY & SPHERE OF INFLUENCE

#### REFERENCES

#### REFERENCES

- 1. Eastside Water District, "Diffused Surface Water Project Progress Report on Expenditures", July 20, 2019.
- 2. Eastside Water District website (<u>www.eastsidewaterdistrict.com</u>).
- 3. California Department of Water Resources website (<u>www.water.ca.gov</u>).
- 4. Agricultural Water Management Council website (<u>www.agwatercouncil.org</u>).
- 5. Association of California Water Agencies (ACWA) Website (<u>www.acwanet.com</u>).
- 6. Stanislaus LAFCO, "Municipal Service Review and Sphere of Influence Update for the Eastside Water District", December 4, 2019.
- 7. U.S. Geological Survey (USGS) website (<u>www.usgs.gov</u>).
- 8. State of California Legislative Analyst's Office Report "Water Special Districts: A Look at Governance and Public Participation, March 2002".
- 9. Eastside Water District "Financial Statements with Independent Auditor's Report", Years ended June 30, 2021 and 2020.

#### INDIVIDUALS AND AGENCIES CONTACTED

1. Karen Whipp, Board Secretary, Eastside Water District

### Exhibit 2

Resolution No. 2024-08

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DRAFT

#### STANISLAUS COUNTY LOCAL AGENCY FORMATION COMMISSION

#### RESOLUTION

**DATE:** July 24, 2024

**NO.** 2024-08

**SUBJECT:** Municipal Service Review No. 2024-04 and Sphere of Influence Update No 2024-04: Eastside Water District

On the motion of Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and approved by the following vote:

Ayes:Commissioners:Noes:Commissioners:Absent:Commissioners:Ineligible:Commissioners:

#### THE FOLLOWING RESOLUTION WAS ADOPTED:

**WHEREAS**, a Service Review mandated by California Government Code Section 56430 and a Sphere of Influence Update mandated by California Government Code Section 56425, has been conducted for the Eastside Water District, in accordance with the Cortese-Knox-Hertzberg Reorganization Act of 2000;

**WHEREAS**, at the time and in the form and manner provided by law, the Executive Officer has given notice of the July 24, 2024 public hearing by this Commission on this matter;

**WHEREAS**, the subject document is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the State CEQA Guidelines;

**WHEREAS,** Staff has reviewed all existing and available information from the District and has prepared a report including recommendations thereon, and related information as presented to and considered by this Commission;

**WHEREAS,** the Commission has duly considered the draft Municipal Service Review and Sphere of Influence Update on the Eastside Water District and the determinations contained therein;

**WHEREAS**, the Eastside Water District was established to study the means to obtain surface water to supplement groundwater, and eventually develop reliable source(s) of irrigation water;

**WHEREAS,** the District also monitors groundwater levels and participates in local groundwater sustainability planning;

**WHEREAS**, pursuant to Government Code Section 56425(h), the range of services provided by the Eastside Water District are limited to those as identified above, and such range of services shall not be changed unless approved by this Commission; and

**WHEREAS**, no changes to the District's Sphere of Influence are proposed or contemplated through this review.

RESOLUTION 2024-08 EASTSIDE WATER DISTRICT PAGE 2

NOW, THEREFORE, BE IT RESOLVED by the Commission:

- 1. Certifies that the project is statutorily exempt under the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the State CEQA Guidelines.
- 2. Approves the Service Review prepared in compliance with State law for the review and update of the Eastside Water District Sphere of Influence, and written determinations prepared by the Staff and contained herein.
- 3. Determines that except as otherwise stated, no new or different function or class of services shall be provided by the District, unless approved by the Commission.
- 4. Determines, based on presently existing evidence, facts, and circumstances filed and considered by the Commission, that the Sphere of Influence for the Eastside Water District should be affirmed as it currently exists, as more specifically described on the map contained within the Service Review document.
- 5. Directs the Executive Officer to circulate this resolution depicting the adopted Sphere of Influence Update to all affected agencies, including the Eastside Water District.

ATTEST:

Sara Lytle-Pinhey, Executive Officer

TO: LAFCO Commissioners

FROM: Sara Lytle-Pinhey, Executive Officer

#### SUBJECT: POLICIES AND PROCEDURES UPDATE

#### RECOMMENDATION

It is recommended that the Commission approve the Policies and Procedures update, as included in Exhibit A.

#### DISCUSSION

Government Code section 56300(a) requires each LAFCO to establish written policies and procedures that encourage and provide for well-ordered and efficient urban development patterns as well as the preservation of open space and agricultural land. Staff regularly reviews and proposes updates to the Policies and Procedures document to reflect changes to State law. The current update to the Commission's Policies and Procedures is recommended to remain consistent with State law.

#### SUMMARY OF PROPOSED UPDATES

The proposed updates to the Commission's Policies and Procedures are attached as Exhibit A. Deletions are represented with stricken text and additions are represented by bold text. The following is summary of the proposed updates:

#### Policy 15 – Out-of-Boundary Service Contracts or Agreements

• A minor correction was made to section H of this policy to correct a reference to the Public Utilities Code for the definition of a local publicly owned electrical utility.

#### Rule 45 – Procedures to Implement the Requirements of the Political Reform Act

 This Rule summarizes the requirements of the Political Reform Act and the requirements for disclosure if an applicant or participant has contributed \$250 or more to a Commissioner. This requirement currently exists and Staff collects disclosure information on a form included with all LAFCO applications and provides a general notice of requirements on LAFCO agendas.

#### Rule 49 – Rules and Regulations for Travel Related Expenditures

• Updates were made to this section to reflect that the Commission Clerk coordinates travel arrangements and that the County's Expense Module is used for calculating mileage and per diem rates. An outdated reference to the "County mileage chart" was removed.

#### Appendix C – Disclosure of Political Contributions

• This Appendix was last updated in 2008 and summarizes requirements of the Political Reform Act related to disclosures by persons who make expenditures of \$1,000 or more in

support or opposition to LAFCO proposals. Minor amendments have been made, including updated references to various code sections.

#### Section 9 – Flowcharts

 The Commission's Policies and Procedures also include flowcharts, intended to give a basic summary of LAFCO processes and informational references to various Government Code Sections. All of these were reviewed and updated by LAFCO Staff to reflect current Government Code references, specifically those related to initiation of proposals and protest provisions. A disclaimer is also provided indicating that the flowcharts are summaries, and the full Government Code should always be referenced.

#### **ENVIRONMENTAL ANALYSIS & REVIEW**

The adoption of the Policies and Procedures update is considered to be a continuing administrative or maintenance activity with no potential for a direct or indirect physical change to the environment. It is therefore not a "project" for the purposes of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(2). Although not subject to CEQA, the proposed Policies and Procedures update was posted online and referred to each of the nine cities and the County. No comments have been received as of the drafting of this report.

#### **COMMISSION ACTION**

Staff recommends that the Commission, following the public hearing and consideration of all relevant information presented, approve the proposed update and adopt Resolution 2024-09 (attached as Exhibit B), which:

- 1. Finds that the proposed Policies and Procedures update is consistent with State Law as well as the overall goals of LAFCO;
- 2. Finds that the proposed Policies and Procedures update is not a project for the purposes of the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2); and,
- 3. Adopts the proposed Policies and Procedures update to be effective immediately.
- Attachments: Exhibit A Proposed Policies & Procedures Updates (with track-changes) Exhibit B - Draft Resolution 2024-09

# **EXHIBIT A**

## Proposed Policies & Procedures Updates (with track-changes)

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#### POLICY 15 - OUT-OF-BOUNDARY SERVICE CONTRACTS OR AGREEMENTS

. . . .

- H. Exemptions: Consistent with Government Code Section 56133, this policy does not apply to:
  - . . . .
  - 5. A local publicly owned electrical utility, as defined by Section 9604-224.3 of the Public Utilities Code, providing electrical services that do not involve the acquisition, construction, or installation of electrical distribution facilities by the local publicly owned electric utility, outside of the utility's jurisdictional boundaries.

# RULE 45: PROCEDURES TO IMPLEMENT THE REQUIREMENTS OF THE POLITICAL REFORM ACT, 1974.

- A. The Commission has directed staff to proceed in the following ways to implement the requirements of the Political Reform Act. (Government Code Sections 56300, 56700.1, and 57009)
  - Informing the public who may apply for or participate in a proceeding, by inserting a notice of the general requirements of the Political Reform Act on the application, consent-disclosure form, and agenda.
  - 2. Informing the Commissioners of the general requirements of the Act as it applies to the Commission, and then informing them of who the applicants or participants may be in advance of a public hearing.
- B. For each of the landowner lists application received, the Commission will be responsible to comply with the law by:
  - Disclosure, nonparticipation, and disqualification from the proceeding if a contribution of \$250 or more has been received from an applicant or participant up to twelve (12) months prior to the LAFCO hearingproceedings; and,-
  - 1.2. Refusing a contribution of \$250 or more from an applicant or participant from the date of filing (certificate) while the proceeding is pending and for twelve (12) months following the final decision on the application (Section 84308). until three (3) months after the hearing; and,
  - C. Pursuant to Government Code Sections 56700.1 and 81000 et seq., any person or combination of persons who directly or indirectly contribute \$1,000 or more in support of or in opposition to a change of organization or reorganizationproposal that has been submitted to Stanislaus LAFCO and will require an election must comply with the disclosure requirements of the Political Reform Act of 1974 which apply to local initiative measures(commencing with Section 84250). These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information about the requirements pertaining to the local initiative measure(s) to be presented to the electoratedisclosures can be obtained by calling consulting the Fair Political Practices Commission at (916) 322-5660www.fppc.ca.gov or 1-866-ASK-FPPC.
- D. Pursuant to Government Code Section 57009, expenditures for political purposes related to proceedings for a change of organization or reorganization that will be conducted pursuant to this part, and contributions in support of, or in opposition to those proceedings, shall be disclosed and reported to the Ceommission to the same extent and subject to same requirements as the Political Reform Act, Title 9 (commencing with Section 81000) as provided for local initiative measures. Refer to Appendix C for Stanislaus LAFCO's reporting and disclosure requirements <u>pursuant to AB 745</u>.

#### RULE 49: RULES AND REGULATIONS FOR TRAVEL RELATED EXPENDITURES

The purpose of this section is to provide guidance on the use and expenditure of LAFCO resources and to establish a written policy for reimbursement of necessary travel expenses by Commissioners and Staff.

#### A. GENERAL POLICIES

LAFCO employees and Commissioners compelled to travel in the performance of their duties and in the service of the Commission shall be reimbursed for their actual and necessary expenses, including transportation expense, lodging, and meals and other reasonable incidental costs.

LAFCO employees and Commissioners should not suffer any undue loss when required to travel on official LAFCO business, nor should said individuals gain any undue benefit from such travel.

All travel arrangements are coordinated through the **Commission Clerk**, Executive Officer and should be as economical as possible considering the travel purpose, traveler, and timeframe available to accomplish the travel mission, available transportation and facilities, and time away from other duties.

Requests for travel authorization and reimbursement are processed using the LAFCO Travel Authorization Form to facilitate reimbursement. Receipts are required for reimbursement of lodging costs, registration fees, public transportation and other expenses as may be necessary to facilitate reimbursement.

B. TRAVEL AUTHORIZATION AND APPROVAL

Authorization and approval by the Executive Officer or the Commission is required for all travel. LAFCO employees and Commissioners must obtain authorization for travel before incurring costs and before commencing travel (e.g. completion of a "Travel Authorization" form).

- C. REIMBURSEMENT PROCEDURES
  - 1. Mileage: The Stanislaus County Expense Module Mileage Chart shall be used to obtain appropriate mileage. When it is not reasonably possible to capture accurate costs for mileage using the County Mileage Chart, claimant's odometer reading may be used, rounded to the nearest mile, or through the submittal of written documentation from online sources such as Expedia Maps, or Map Quest.
  - Travel: Travel to meetings, conferences, workshops, training seminars and other Commission or CALAFCO related business shall be coordinated with the Clerk to the Commission or the Executive Officer. A Travel Authorization form must be completed detailing anticipated expenses. The form shall be signed by the Chair of the Commission or the Executive Officer. The Executive Officer shall sign employees' travel authorization forms.

- 3. Meals: The cost of meals will be reimbursed **at a per diem rate calculated in the** consistent with the current Stanislaus County **Expense Module.**Travel Policy.
- 4. Lodging: Lodging arrangements should be made, whenever possible and **practical** practicable, at hotels/motels which offer a government discount or conference rate and also offer a Transient Occupancy Tax waiver, if available. When staying at such a facility, the name of the Staff/Commissioner and the Agency must appear on the receipt of the hotel/motel bill. Single rates will be paid, except when the room is occupied by more than one LAFCO employee or Commissioner. This policy shall not be construed to require shared sleeping accommodations while traveling on LAFCO business.

#### APPENDIX C

#### DISCLOSURE OF POLITICAL CONTRIBUTIONS POLICYAND EXPENDITURES REGARDING LAFCO PROCEEDINGS

(Amended January 23, 2008July 24, 2024)

Pursuant to Government Code Sections 56700.1 and 57009, effective January 1, 2008, expenditures for political purposes related to a proposal for a change of organization or reorganization and contributions in support or in opposition to any proposal at the conducting authority stage of the LAFCO process are subject to the reporting and disclosure to the same extent as required for local initiative measures under the Political Reform Act, Government Code Section 81000 et seq., and the regulations of the Fair Political Practices Commission implementing that law.

Stanislaus LAFCO adopts the following reporting and disclosure requirements to implement Government Code Sections 56700.1 and 57009.

1. <u>Overview</u>

The Commission finds that the public interest would be served by adoption of procedures for the public disclosure of contributions and expenditures relating to Commission proposals, and further finds that adopting the process is consistent with State law, including the Political Reform Act of 1974, as amended, and Government Code Sections 56100.1, 56700.1, and 57009.

2. <u>Definitions</u>

Unless otherwise provided, definitions of terms used herein shall be those contained in the Political Reform Act, as amended.

- a. "Contribution" as used herein shall have the same definition as provided in Government Code Section 82015, as amended.
- b. "Expenditure" as used herein shall have the same definition as provided in Government Code Section 82025, as amended.
- c. "Independent expenditure" as used herein shall have the same definition as provided in Government Code Section 82031, as amended, except that the term "measure" as used in Section 8203301 shall be replaced with the term "proposal for organization or change of organizationalso mean "LAFCO proposal."
- d. "Political Purposes" as used in herein shall mean for the purpose(s) of:- (i) influencing public opinion and/or actions of voters; (ii) lobbying public officials including LAFCO Commissioners; and/or, (iii) influencing legislative or administrative action as defined in Government Code Section 82032. It shall not include for the purpose(s) of complying with legal requirements and LAFCO rules for the processing of a proposal, including, but not limited to and by way of example only, preparation of a comprehensive fiscal analysis for an incorporation (Government Code Section 56800) or documents necessary to comply with the California Environmental Quality Act, Public Resources Code Section 21000 et seq., such as a mitigated negative declaration or environmental impact report.

#### 3. <u>Applicability</u>

These policies and procedures are applicable to LAFCO proposals, as defined in Government Code Section 82035.5 and sphere of influence adoption, amendment or review, when applications for same are submitted for filing with the Executive Officer. LAFCO proposals include but are not limited to annexation to a city or district, incorporation, or formation or dissolution of a special district.

#### 4. <u>Disclosure Requirements for Petitions for Proposals for a Change of Organization or</u> <u>Reorganization</u>General Requirements of Disclosure

- a. Any person or combination of persons who directly or indirectly makes an expenditure or independent expenditure for political purposes of \$1,000 or more in support of, or in opposition to, a change of organization—or, reorganization, or sphere of influence adoption or amendment proposal submitted to the Commission to which Government Code Section 567001.1 applies, shall comply with the reporting and disclosure requirements of Article 2.5 (commencing with Section 84250) of Chapter 4 of the Political Reform Act (Government Code Section 81000 et seq.) to the same extent and subject to the same requirements, except as otherwise excluded herein, extend to those required by the Fair Political Practices Commission Regulations regarding such disclosures and shall include disclosure of contributions, expenditures and independent expenditures on the reporting and disclosure forms published by the Fair Political Practices Commission.
- b. Disclosures Contributions and expenditures made pursuant to this Section shall be filed with the Commission's Executive Officerdisclosed and reported pursuant to the Political Reform Act, as designated in Section 5-7below.
- c. For purposes of determining the deadlines by which such reports and disclosures must be filed, the term "election" as used in the Political Reform Act for determining such deadlines shall mean the date of the originally scheduled commission hearing on a proposal for organization or reorganization. If no hearing date has been scheduled at the time a person becomes subject to disclosure under this policy, he or she shall request that the Executive Officer establish a date to serve as the "election" date for this purpose. The Executive Officer shall establish a date, such as, but not limited to, the date which is 6 months after the first filing with the commission regarding the proposal, and inform the requestor of that date in writing.
- d. In the event the originally scheduled hearing date for the proposal for proposed change of organization or reorganization is rescheduled or continued to a later date, the obligation to file continues reports shall be filed on or before the 10<sup>th</sup> day of each month following the original hearing date with respect to contributions and expenditures received in the previous calendar month up to and including the third calendar month following final action by the commission on the proposal.
- 5. <u>Disclosure Requirements for Conducting Authority Proceedings</u>

- a. Any person or combination of persons who directly or indirectly makes an expenditure for political purposes of \$1,000 or more related to conducting authority proceedings for a change of organization or reorganization to which Government Code Section 57009 applies, or in support of or in opposition to those conducting authority proceedings, shall comply with the reporting and disclosure requirements measures of the Political Reform Act (Government Code Section 81000 et seq.) to the same extent and subject to the same requirements as for local initiative measures. Such reporting and disclosure requirements, except as otherwise excluded herein, extend to those required by the Fair Political Practices Commission Regulations regarding such disclosures and shall include disclosure of contributions, expenditures and independent expenditures.
- b. Disclosures Contributions and expenditures made pursuant to this Section shall be filed with the commission's Executive Officerdisclosed and reported pursuant to the Political Reform Act as designated in Section below7.
- c. For purposes of determining the deadlines by which such reports and disclosures must be filed, the term "election" as used in the Political Reform Act for determining such deadlines shall mean the date of the originally scheduled conducting authority hearing on the proposal for organization or reorganization. If no hearing date has been scheduled at the time a person becomes subject to disclosure under this policy, he or she shall request that the Executive Officer establish a date to serve as the "election" date for this purpose.

The Executive Officer shall establish a date, such as, but not limited to, the date which is 6 months after the first filing with the commission regarding the proposal, and inform the requestor of that date in writing.

d. In the event the originally scheduled conducting authority hearing date for a proposal for organization or reorganization is rescheduled or continued to a later date, the obligation to file continues and reports shall be filed on or before the 10<sup>th</sup> day of each month following the original hearing date with respect to contributions and expenditures received in the previous calendar month up to and including the third calendar month following final action by the commission on the proposal.

#### 6. Certain Reports and Disclosures Excluded

This policy requires only that the persons subject to it disclose via reports to the Commission's Executive Officer contributions, expenditures and independentand report expenditures with respect to expenditures for political purposes related to a petition to the Commission for a proposal for an change of organization or reorganization pursuant to the Political Reform Act. This policy also requires that the persons subject to it comply with the regulations regarding the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the source of automated telephone calls pursuant to Government Code Sections 84501 et seq. and the regulations of the Fair Political Practices Commission implementing those sections.and does not impose on such persons the regulations regarding the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the sources of the source of campaign committees, disclosures of the sources of mass mailings, and disclosures of the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the source of automated telephone calls under Government Code sections 84501 et seq. and the regulations of the Fair Political Practices Commission implementing those sections.

#### 7. <u>Where to FileReporting Requirements</u>

All reports and disclosures required hereunder shall be filed with the Commission's Executive Officer.Contributions and expenditures for political purposes related to a proposal or proceeding shall be disclosed and reported pursuant to Article 2.5 (commencing with Section 84250) of Chapter 4 of the Political Reform Act (Title 9 commencing with Section 81000).

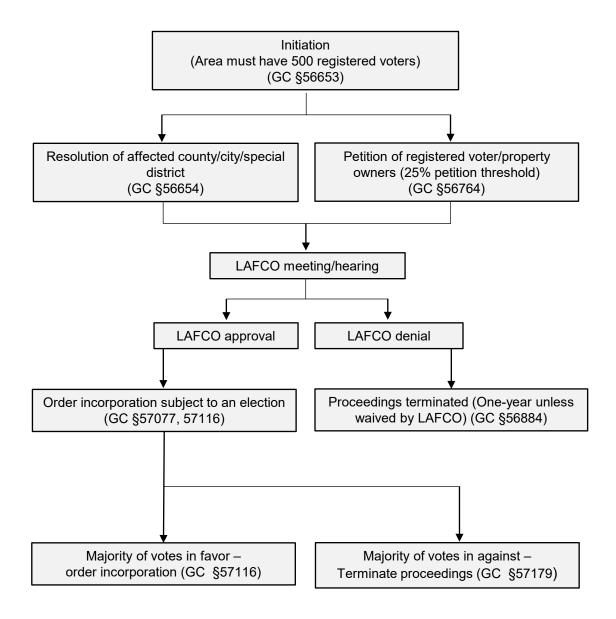
#### 8. <u>Reporting Requirements are Non-exclusive</u>

The disclosure and reporting requirements herein are in addition to any other requirements that may be otherwise applicable under provisions of the Political Reform Act or by local ordinance.

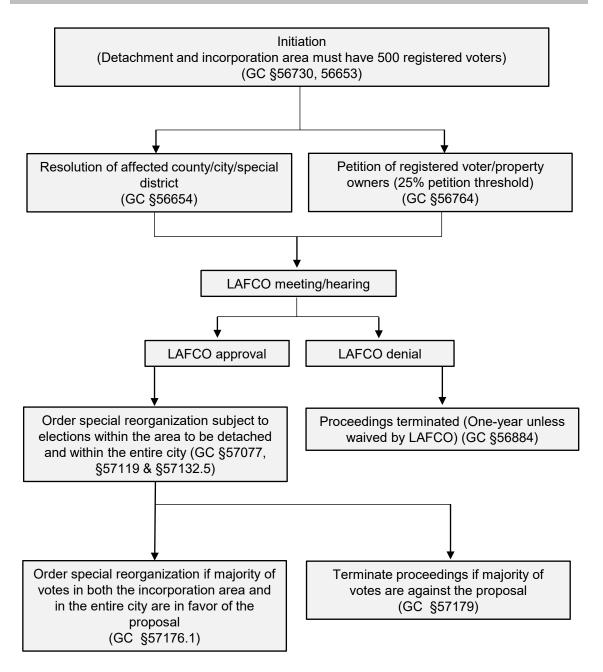
#### 9. <u>Sunset Provision</u>

This policy is intended to implement Government Code Sections **56100.1**, 56700.1, and 57009 and shall be of no further force and effect upon the effective date of legislation repealing or amending those sections to transfer responsibility for enforcing disclosure of expenditures for political purposes affecting commission proceedings to the Fair Political Practices Commission or otherwise terminated the responsibility of this commission to adopt and implement this policy.

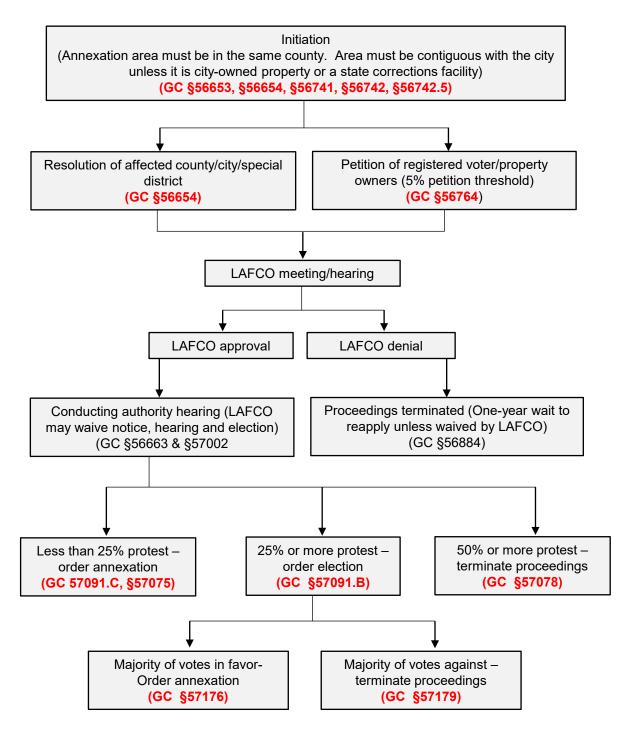
### **City Incorporation**



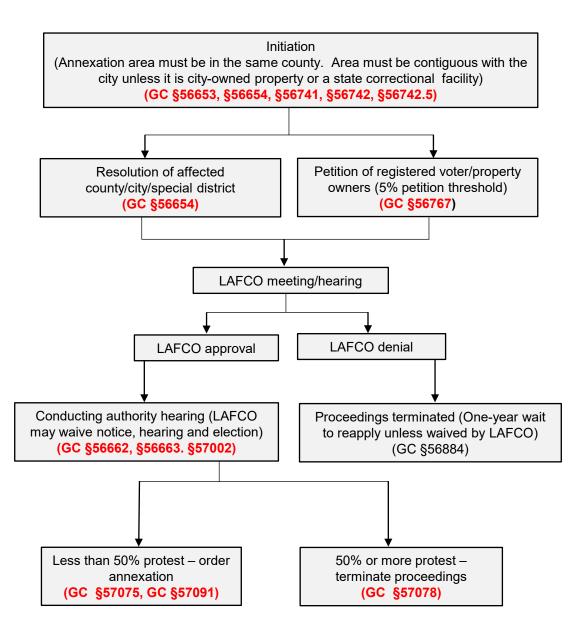
### Special Reorganization (City Detachment and Incorporation)



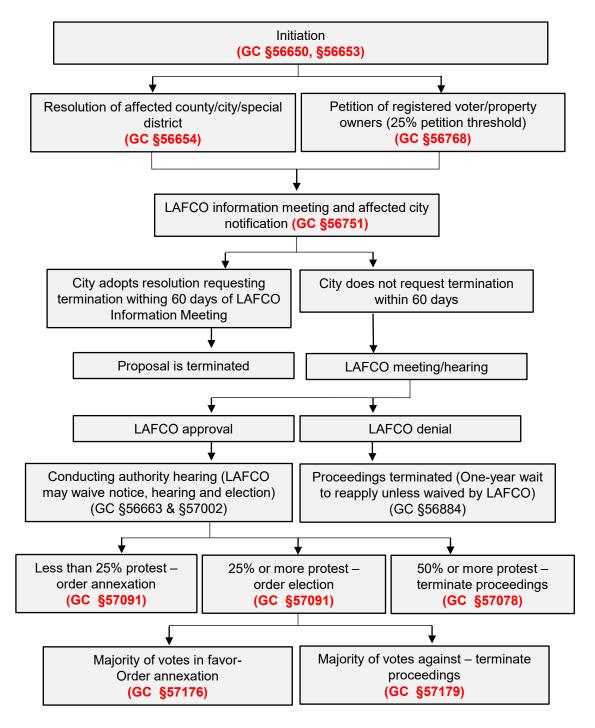
### Inhabited City Annexation



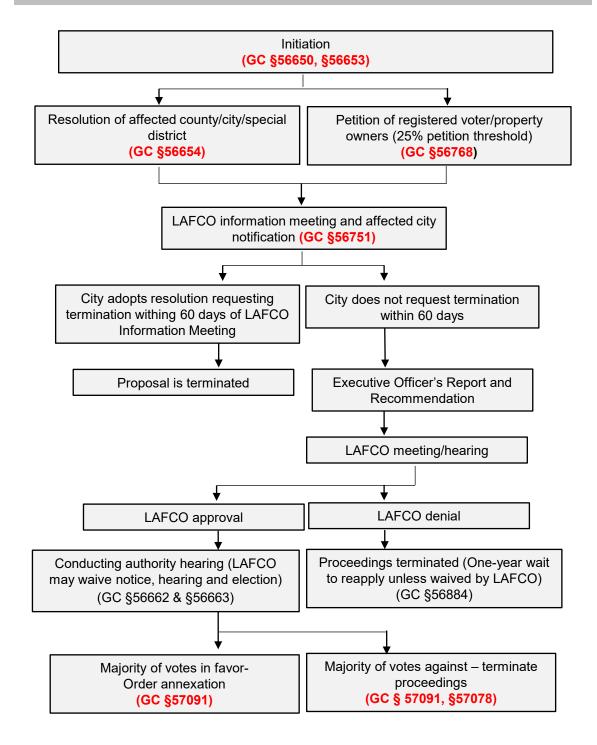
### **Uninhabited City Annexation**



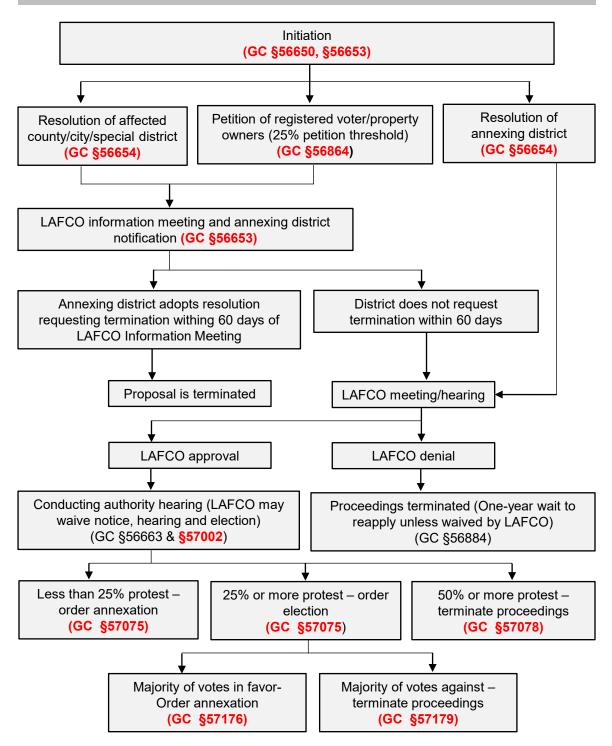
### Inhabited City Detachment (Other than Special Reorganization)



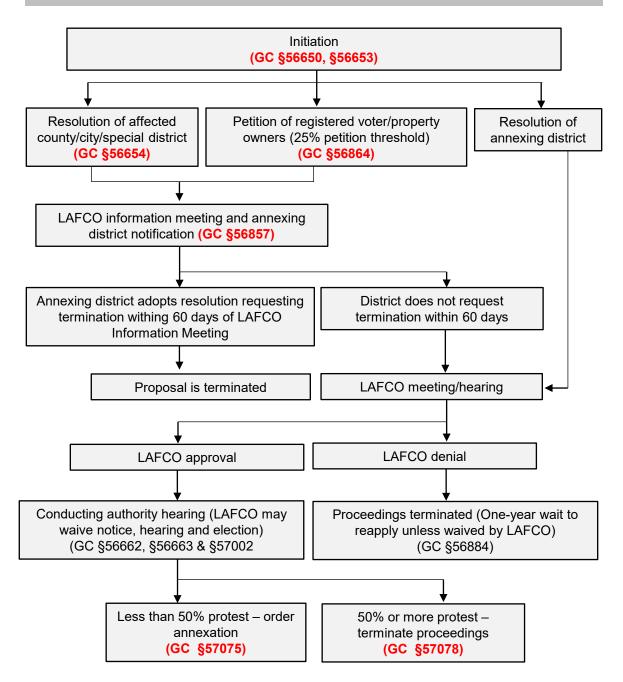
# Uninhabited City Detachment (Other than Special Reorganization)



### Inhabited District Annexation



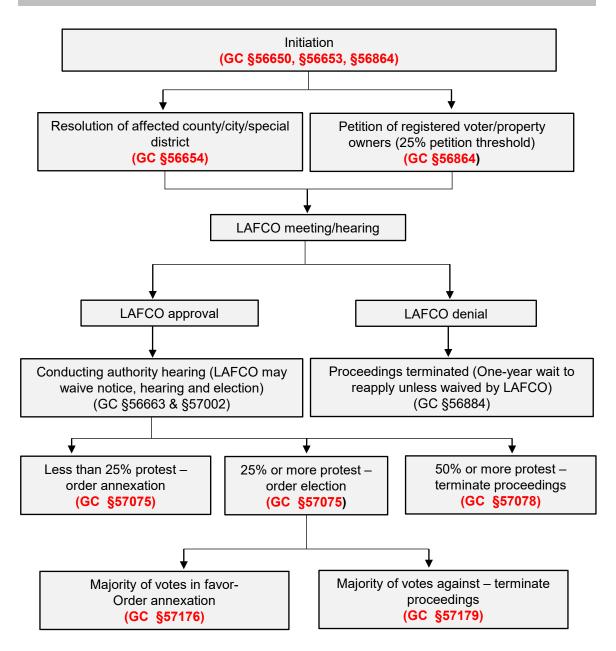
### **Uninhabited District Annexation**



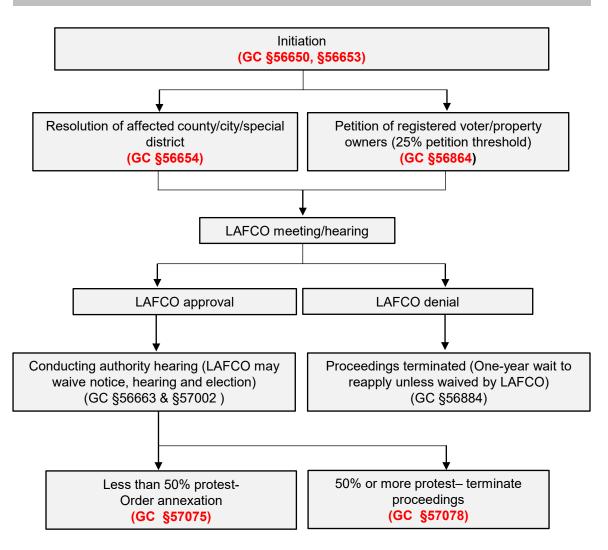
This chart summarizes provisions of the California Government Code and is subject to change. Please refer to the Government Code sections referenced for further information. (Updated July 2024)

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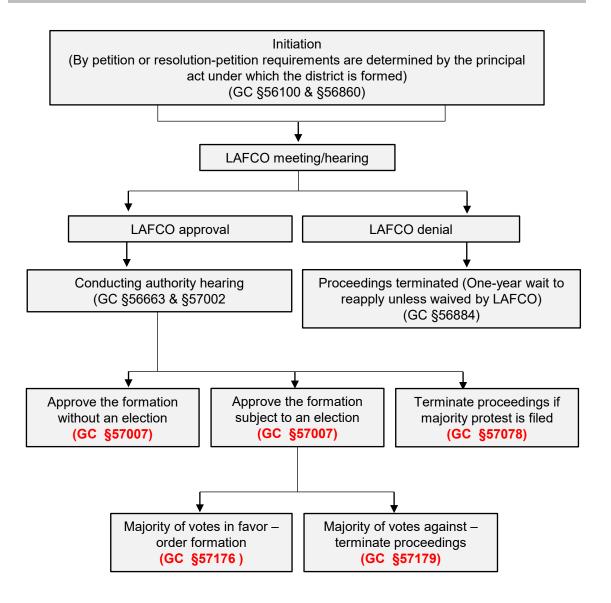
### Inhabited District Detachment



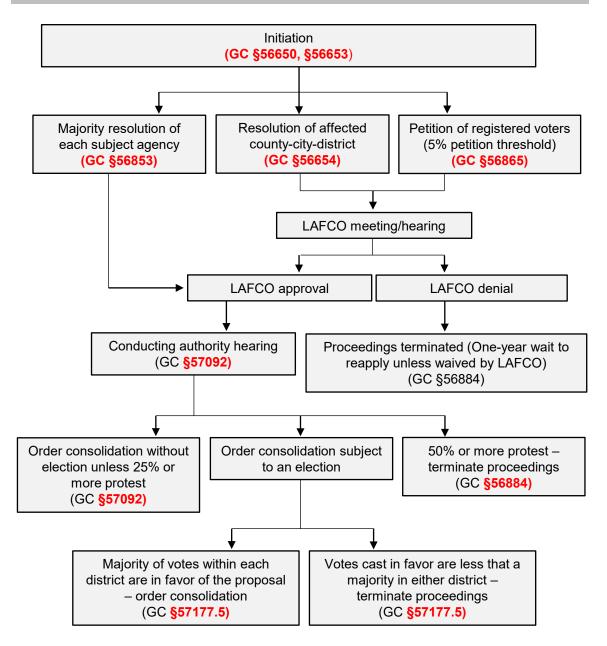
### **Uninhabited District Detachment**



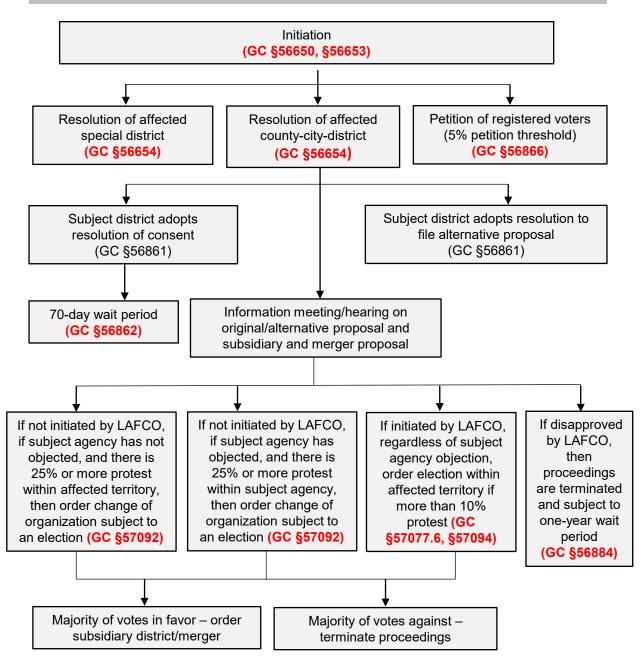
### **District Formation**



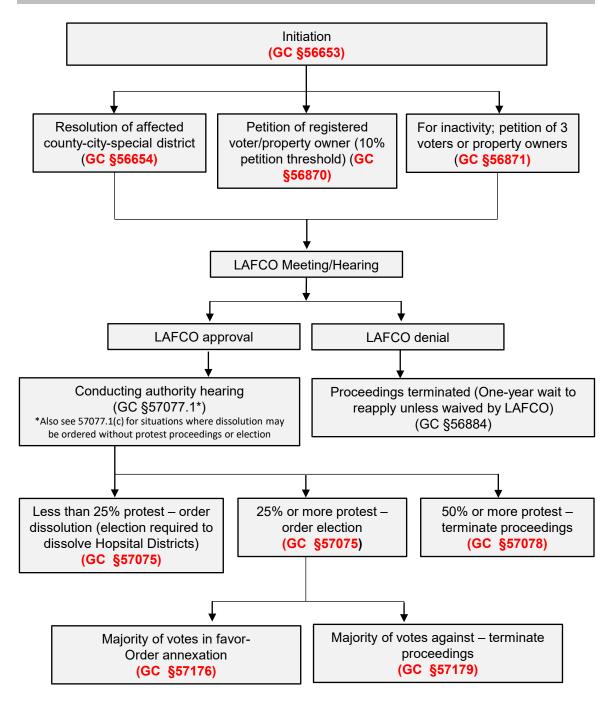
### District Consolidation – Registered Voter District (Not initiated by LAFCO)



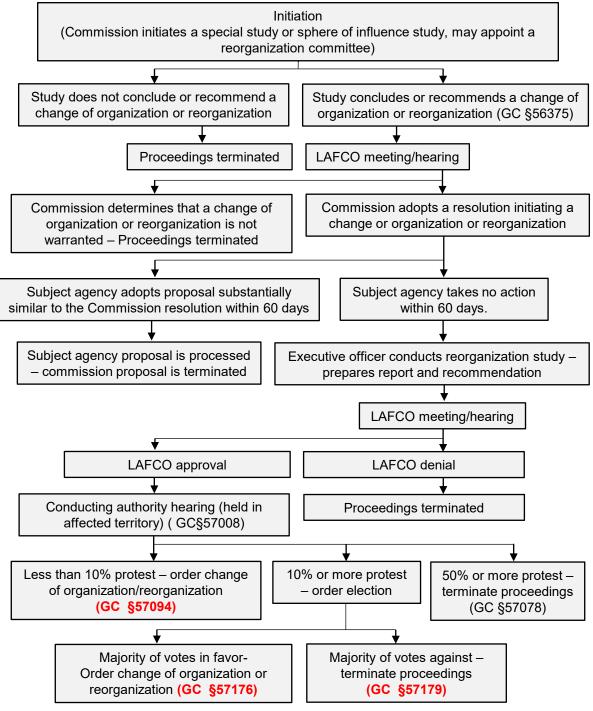
### District Merger and Establishment of Subsidiary District



### District Dissolution (Not Initiated by LAFCO)



### LAFCO-Initiated Change of Organization / Reorganization



This chart summarizes provisions of the California Government Code and is subject to change. Please refer to the Government Code sections referenced for further information. (Updated July 2024)

Stanislaus LAFCO/Flowcharts - Section 9

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# EXHIBIT B

**Draft Resolution 2024-09** 

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#### STANISLAUS LOCAL AGENCY FORMATION COMMISSION

#### RESOLUTION

DATE: July 24, 2024

NO. 2024-09

**SUBJECT:** Adoption of a Policies and Procedures Update

On the motion of Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and approved by the following:

Ayes:	Commissioners:
Noes:	Commissioners:
Absent:	Commissioners:
Ineligible:	Commissioners:

#### THE FOLLOWING RESOLUTION WAS ADOPTED:

**WHEREAS**, the Cortese-Knox-Hertzberg Local Government Reorganization Act (Government Code Section 56000 et seq.) and more specifically, Government Code section 56300(a) requires each LAFCO to establish written policies and procedures;

**WHEREAS**, the Commission desires to update its Policies and Procedures in response to recent legislative changes in order to remain consistent with State law and the overall goals of LAFCO;

**WHEREAS**, the Commission has conducted a noticed public hearing on July 24, 2024 to consider the Policies and Procedures update;

**WHEREAS**, the Commission has considered the written staff report and testimony and evidence presented at the public hearing held on July 24, 2024 regarding the update; and,

**WHEREAS**, adoption of the Policies and Procedures update amendment is considered a continuing administrative or maintenance activity with no potential for direct or indirect physical change to the environment and is therefore not a "project" for the purposes of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(2).

#### NOW, THEREFORE, BE IT RESOLVED that this Commission:

- 1. Finds that the proposed Policies and Procedures update is consistent with State Law and the overall goals of LAFCO;
- Finds that the proposed Policies and Procedures update is not a project for the purposes of the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(2); and,

LAFCO Resolution No. 2024-09 July 24, 2024 Page 2

3. Adopts the proposed Policies and Procedures update to be effective immediately.

ATTEST:

Sara Lytle-Pinhey Executive Officer

Attachment: Policies and Procedures Update

#### POLICY 15 - OUT-OF-BOUNDARY SERVICE CONTRACTS OR AGREEMENTS

. . . .

- H. Exemptions: Consistent with Government Code Section 56133, this policy does not apply to:
  - . . . .
  - 5. A local publicly owned electrical utility, as defined by Section 224.3 of the Public Utilities Code, providing electrical services that do not involve the acquisition, construction, or installation of electrical distribution facilities by the local publicly owned electric utility, outside of the utility's jurisdictional boundaries.

# RULE 45: PROCEDURES TO IMPLEMENT THE REQUIREMENTS OF THE POLITICAL REFORM ACT, 1974.

- A. The Commission has directed staff to proceed in the following ways to implement the requirements of the Political Reform Act. (Government Code Sections 56300, 56700.1, and 57009)
  - 1. Informing the public who may apply for or participate in a proceeding, by inserting a notice of the general requirements of the Political Reform Act on the application disclosure form, and agenda.
  - 2. Informing the Commissioners of the general requirements of the Act as it applies to the Commission, and then informing them of who the applicants or participants may be in advance of a public hearing.
- B. For each application received, the Commission will be responsible to comply with the law by:
  - 1. Disclosure, nonparticipation, and disqualification from the proceeding if a contribution of \$250 or more has been received from an applicant or participant up to twelve (12) months prior to the LAFCO proceedings; and,
  - 2. Refusing a contribution of \$250 or more from an applicant or participant while the proceeding is pending and for twelve (12) months following the final decision on the application (Section 84308).
- C. Pursuant to Government Code Sections 56700.1 and 81000 et seq., any person or combination of persons who directly or indirectly contribute \$1,000 or more in support of or in opposition to a proposal that has been submitted to Stanislaus LAFCO must comply with the disclosure requirements of the Political Reform Act (commencing with Section 84250). These requirements contain provisions for making disclosures of contributions and expenditures at specified intervals. Additional information about the requirements pertaining to disclosures can be obtained by consulting the Fair Political Practices Commission at www.fppc.ca.gov or 1-866-ASK-FPPC.
- D. Pursuant to Government Code Section 57009, expenditures for political purposes related to proceedings for a change of organization or reorganization that will be conducted pursuant to this part, and contributions in support of, or in opposition to those proceedings, shall be disclosed and reported to the Commission to the same extent and subject to same requirements as the Political Reform Act, Title 9 (commencing with Section 81000) as provided for local initiative measures. Refer to Appendix C for Stanislaus LAFCO's reporting and disclosure requirements.

#### RULE 49: RULES AND REGULATIONS FOR TRAVEL RELATED EXPENDITURES

The purpose of this section is to provide guidance on the use and expenditure of LAFCO resources and to establish a written policy for reimbursement of necessary travel expenses by Commissioners and Staff.

#### A. GENERAL POLICIES

LAFCO employees and Commissioners compelled to travel in the performance of their duties and in the service of the Commission shall be reimbursed for their actual and necessary expenses, including transportation expense, lodging, and meals and other reasonable incidental costs.

LAFCO employees and Commissioners should not suffer any undue loss when required to travel on official LAFCO business, nor should said individuals gain any undue benefit from such travel.

All travel arrangements are coordinated through the Commission Clerk, and should be as economical as possible considering the travel purpose, traveler, and timeframe available to accomplish the travel mission, available transportation and facilities, and time away from other duties.

Requests for travel authorization and reimbursement are processed using the LAFCO Travel Authorization Form to facilitate reimbursement. Receipts are required for reimbursement of lodging costs, registration fees, public transportation and other expenses as may be necessary to facilitate reimbursement.

B. TRAVEL AUTHORIZATION AND APPROVAL

Authorization and approval by the Executive Officer or the Commission is required for all travel. LAFCO employees and Commissioners must obtain authorization for travel before incurring costs and before commencing travel (e.g. completion of a "Travel Authorization" form).

- C. REIMBURSEMENT PROCEDURES
  - 1. Mileage: The Stanislaus County Expense Module shall be used to obtain appropriate mileage.
  - 2. Travel: Travel to meetings, conferences, workshops, training seminars and other Commission or CALAFCO related business shall be coordinated with the Clerk to the Commission A Travel Authorization form must be completed detailing anticipated expenses. The form shall be signed by the Executive Officer. The Executive Officer shall sign employees' travel authorization forms.
  - 3. Meals: The cost of meals will be reimbursed at a per diem rate calculated in the Stanislaus County Expense Module..
  - 4. Lodging: Lodging arrangements should be made, whenever possible and practical, at hotels/motels which offer a government discount or conference rate

Stanislaus LAFCO/Commission Rules—Section 3

and also offer a Transient Occupancy Tax waiver, if available. When staying at such a facility, the name of the Staff/Commissioner and the Agency must appear on the receipt of the hotel/motel bill. Single rates will be paid, except when the room is occupied by more than one LAFCO employee or Commissioner. This policy shall not be construed to require shared sleeping accommodations while traveling on LAFCO business.

#### APPENDIX C

#### DISCLOSURE OF POLITICAL CONTRIBUTIONS POLICY

(Amended July 24, 2024)

#### 1. <u>Overview</u>

The Commission finds that the public interest would be served by adoption of procedures for the public disclosure of contributions and expenditures relating to Commission proposals, and further finds that adopting the process is consistent with State law, including the Political Reform Act of 1974, as amended, and Government Code Sections 56100.1, 56700.1, and 57009.

#### 2. <u>Definitions</u>

Unless otherwise provided, definitions of terms used herein shall be those contained in the Political Reform Act, as amended.

- a. "Contribution" as used herein shall have the same definition as provided in Government Code Section 82015, as amended.
- b. "Expenditure" as used herein shall have the same definition as provided in Government Code Section 82025, as amended.
- c. "Independent expenditure" as used herein shall have the same definition as provided in Government Code Section 82031, as amended, except that the term "measure" as used in Section 82031 shall also mean "LAFCO proposal."
- d. "Political Purposes" as used in herein shall mean for the purpose(s) of: (i) influencing public opinion and/or actions of voters; (ii) lobbying public officials including LAFCO Commissioners; and/or, (iii) influencing legislative or administrative action as defined in Government Code Section 82032. It shall not include for the purpose(s) of complying with legal requirements and LAFCO rules for the processing of a proposal, including, but not limited to and by way of example only, preparation of a comprehensive fiscal analysis for an incorporation (Government Code Section 56800) or documents necessary to comply with the California Environmental Quality Act, Public Resources Code Section 21000 et seq., such as a mitigated negative declaration or environmental impact report.

#### 3. <u>Applicability</u>

These policies and procedures are applicable to LAFCO proposals, as defined in Government Code Section 82035.5 and sphere of influence adoption, amendment or review, when applications for same are submitted for filing with the Executive Officer. LAFCO proposals include but are not limited to annexation to a city or district, incorporation, or formation or dissolution of a special district.

- 4. <u>General Requirements of Disclosure</u>
  - a. Any person or combination of persons who directly or indirectly makes an expenditure or independent expenditure for political purposes of \$1,000 or more in

support of, or in opposition to, a change of organization, reorganization, or sphere of influence adoption or amendment proposal submitted to the Commission shall comply with the reporting and disclosure requirements of Article 2.5 (commencing with Section 84250) of Chapter 4 of the Political Reform Act (Government Code Section 81000 et seq.). Such reporting and disclosure requirements, except as otherwise excluded herein, extend to those required by the Fair Political Practices Commission Regulations regarding such disclosures and shall include disclosure of contributions, expenditures and independent expenditures on the reporting and disclosure forms published by the Fair Political Practices Commission.

- b. Contributions and expenditures made pursuant to this Section shall be disclosed and reported pursuant to the Political Reform Act, as designated in Section 7.
- c. For purposes of determining the deadlines by which such reports and disclosures must be filed, the term "election" as used in the Political Reform Act for determining such deadlines shall mean the date of the originally scheduled commission hearing on a proposal for organization or reorganization. If no hearing date has been scheduled at the time a person becomes subject to disclosure under this policy, he or she shall request that the Executive Officer establish a date to serve as the "election" date for this purpose. The Executive Officer shall establish a date, such as, but not limited to, the date which is 6 months after the first filing with the commission regarding the proposal and inform the requestor of that date in writing.
- d. In the event the originally scheduled hearing date for the proposed change of organization or reorganization is rescheduled or continued to a later date, the obligation to file continues reports shall be filed on or before the 10<sup>th</sup> day of each month following the original hearing date with respect to contributions and expenditures received in the previous calendar month up to and including the third calendar month following final action by the commission on the proposal.

#### 5. <u>Disclosure Requirements for Conducting Authority Proceedings</u>

- a. Any person or combination of persons who directly or indirectly makes an expenditure for political purposes of \$1,000 or more related to conducting authority proceedings for a change of organization or reorganization to which Government Code Section 57009 applies, or in support of or in opposition to those conducting authority proceedings, shall comply with the reporting and disclosure requirements measures of the Political Reform Act (Government Code Section 81000 et seq.) to the same extent and subject to the same requirements as for local initiative measures. Such reporting and disclosure requirements, except as otherwise excluded herein, extend to those required by the Fair Political Practices Commission Regulations regarding such disclosures and shall include disclosure of contributions, expenditures and independent expenditures.
- b. Contributions and expenditures made pursuant to this Section shall be disclosed and reported pursuant to the Political Reform Act as designated in Section 7.
- c. For purposes of determining the deadlines by which such reports and disclosures must be filed, the term "election" as used in the Political Reform Act for determining such deadlines shall mean the date of the originally scheduled conducting authority hearing on the proposal for organization or reorganization. If no hearing date has

been scheduled at the time a person becomes subject to disclosure under this policy, he or she shall request that the Executive Officer establish a date to serve as the "election" date for this purpose.

The Executive Officer shall establish a date, such as, but not limited to, the date which is 6 months after the first filing with the commission regarding the proposal and inform the requestor of that date in writing.

d. In the event the originally scheduled conducting authority hearing date for a proposal for organization or reorganization is rescheduled or continued to a later date, the obligation to file continues and reports shall be filed on or before the 10<sup>th</sup> day of each month following the original hearing date with respect to contributions and expenditures received in the previous calendar month up to and including the third calendar month following final action by the commission on the proposal.

#### 6. <u>Certain Reports and Disclosures Excluded</u>

This policy requires only that the persons subject to it disclose and report expenditures with respect to expenditures for political purposes related to a petition to the Commission for a proposal for a change of organization or reorganization pursuant to the Political Reform Act. This policy also requires that the persons subject to it comply with the regulations regarding the names of campaign committees, disclosures of the sources of mass mailings, and disclosures of the source of automated telephone calls pursuant to Government Code Sections 84501 et seq. and the regulations of the Fair Political Practices Commission implementing those sections.

#### 7. <u>Reporting Requirements</u>

Contributions and expenditures for political purposes related to a proposal or proceeding shall be disclosed and reported pursuant to Article 2.5 (commencing with Section 84250) of Chapter 4 of the Political Reform Act (Title 9 commencing with Section 81000).

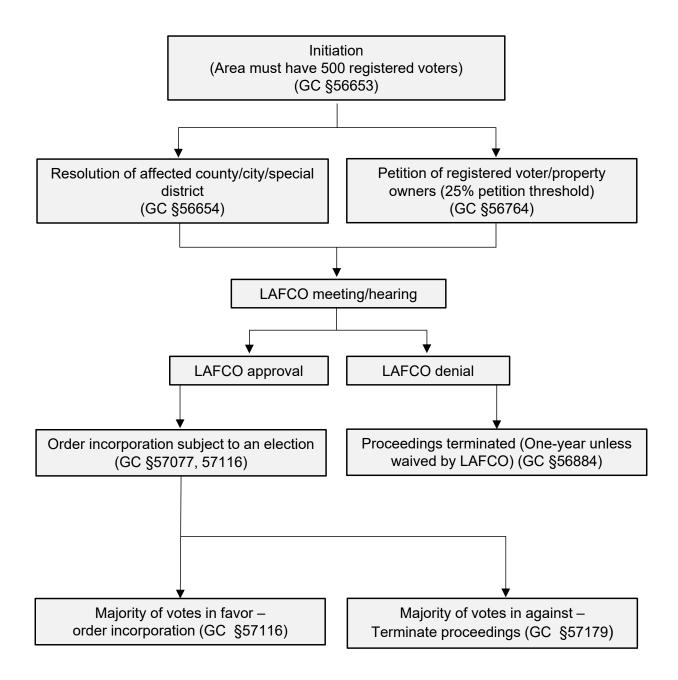
#### 8. <u>Reporting Requirements are Non-exclusive</u>

The disclosure and reporting requirements herein are in addition to any other requirements that may be otherwise applicable under provisions of the Political Reform Act or by local ordinance.

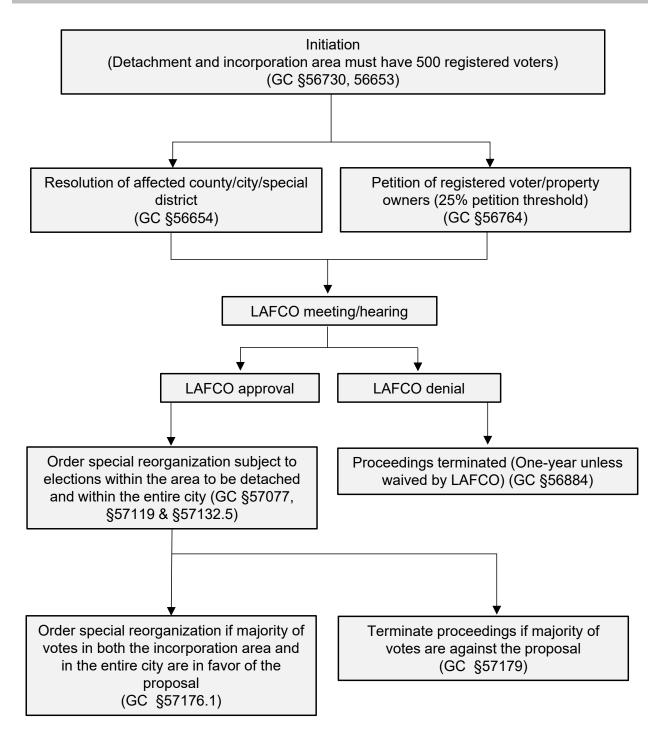
#### 9. <u>Sunset Provision</u>

This policy is intended to implement Government Code Sections 56100.1, 56700.1, and 57009 and shall be of no further force and effect upon the effective date of legislation repealing or amending those sections to terminate the responsibility of this commission to adopt and implement this policy.

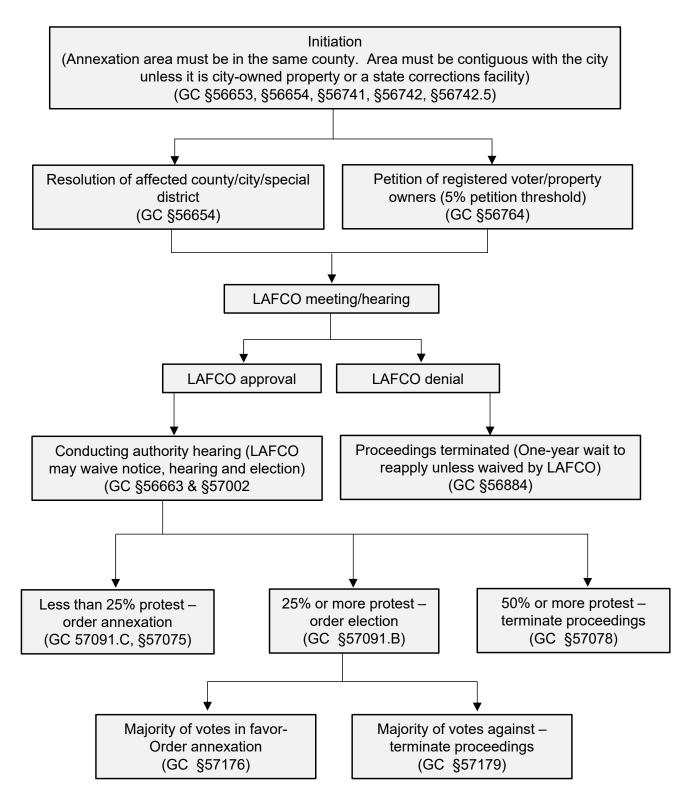
# **City Incorporation**



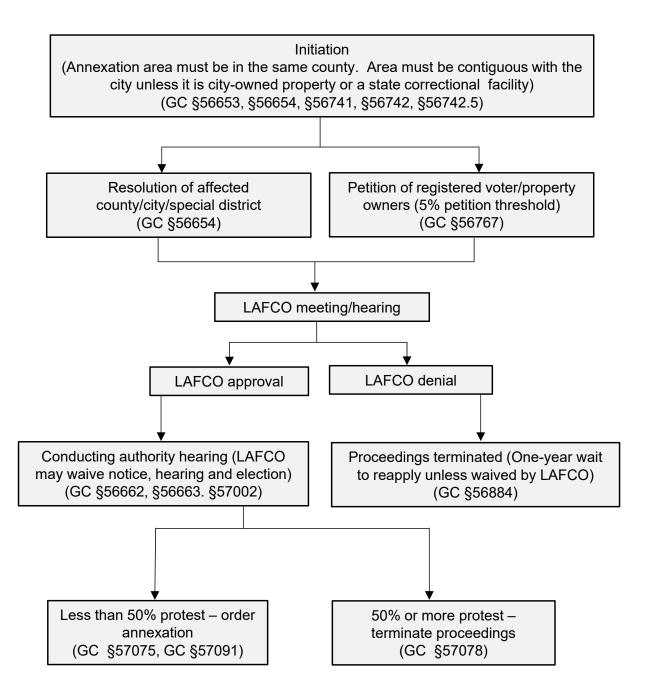
## Special Reorganization (City Detachment and Incorporation)



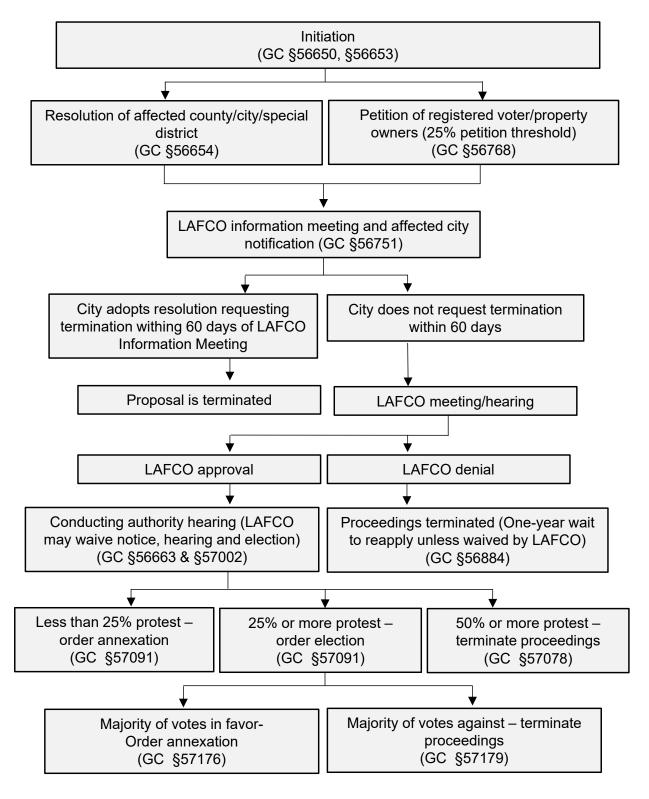
## **Inhabited City Annexation**



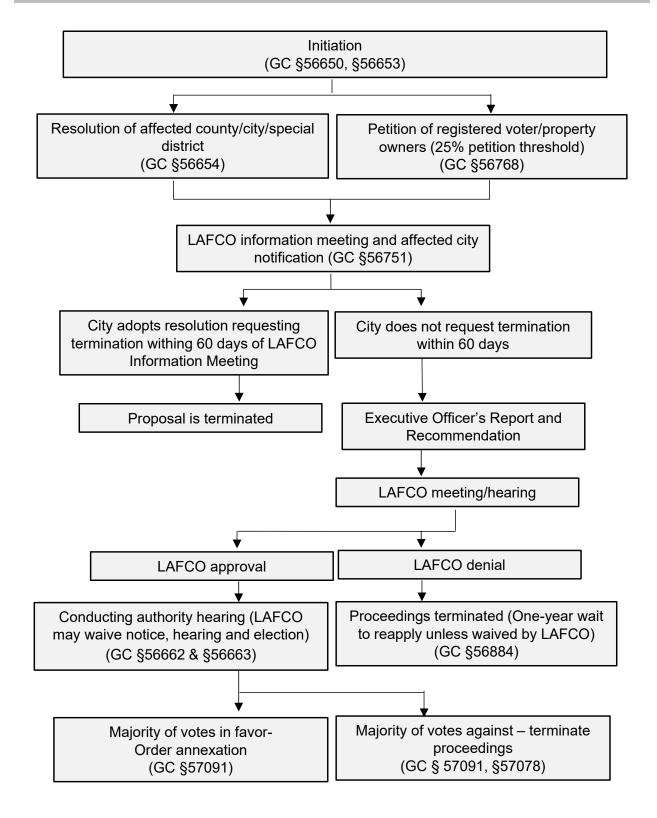
# **Uninhabited City Annexation**



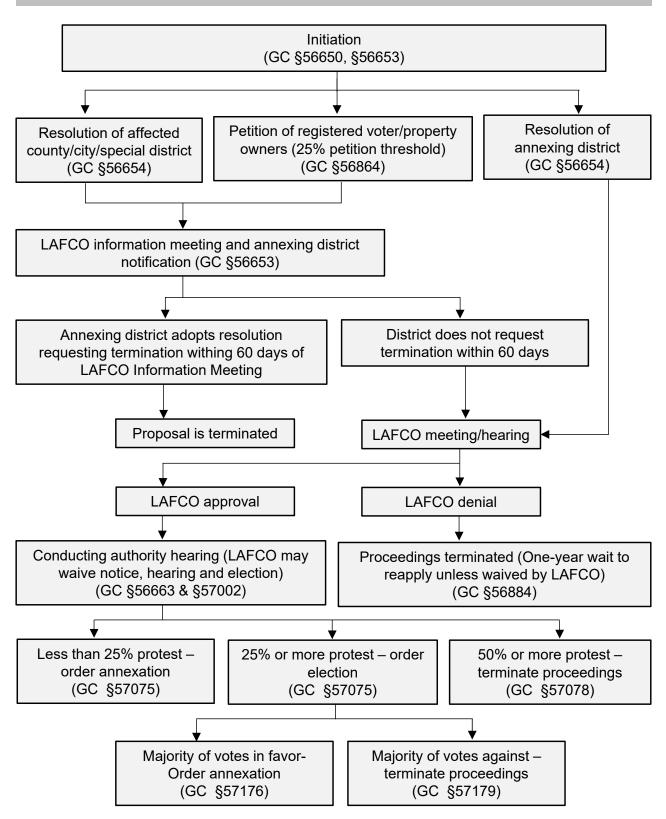
### Inhabited City Detachment (Other than Special Reorganization)



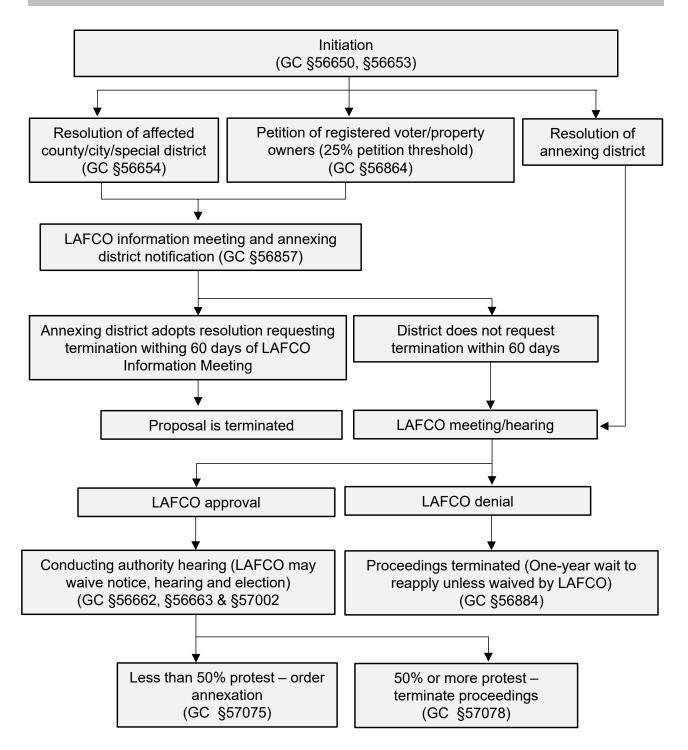
# Uninhabited City Detachment (Other than Special Reorganization)



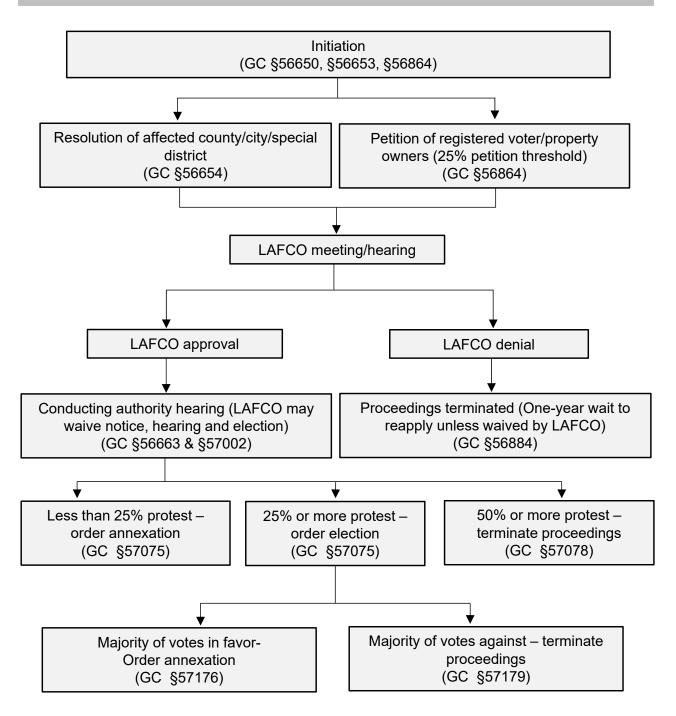
# **Inhabited District Annexation**



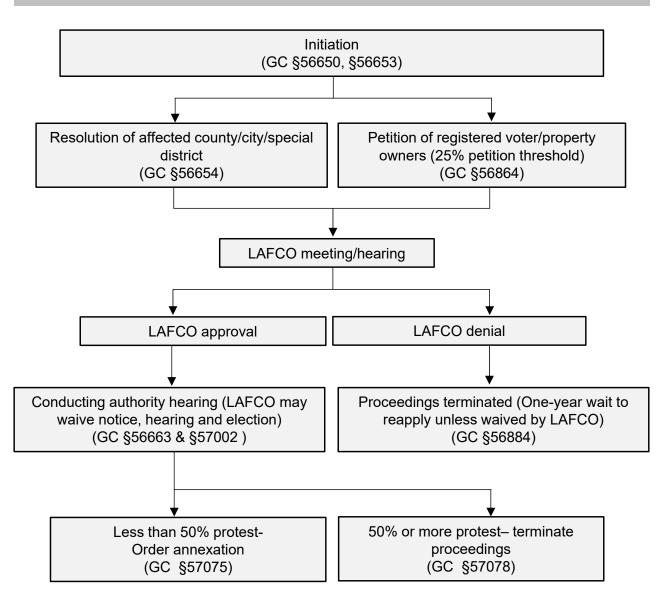
## **Uninhabited District Annexation**



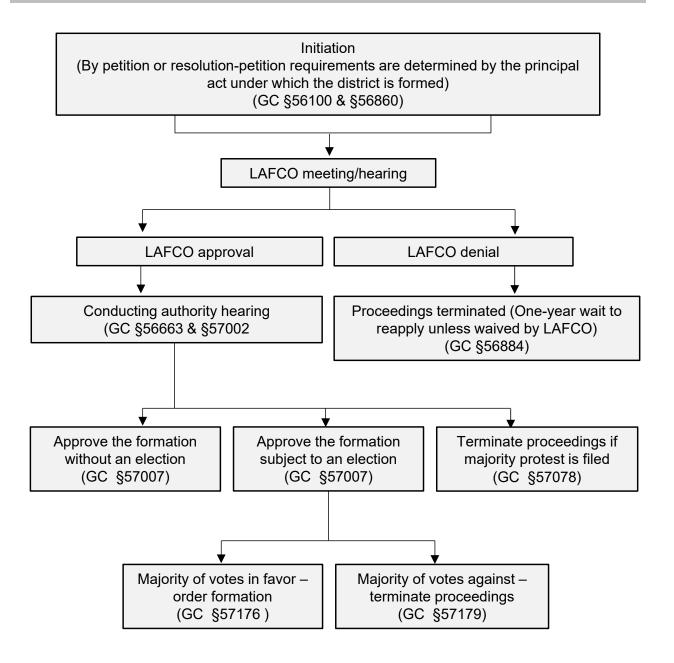
## **Inhabited District Detachment**



### **Uninhabited District Detachment**



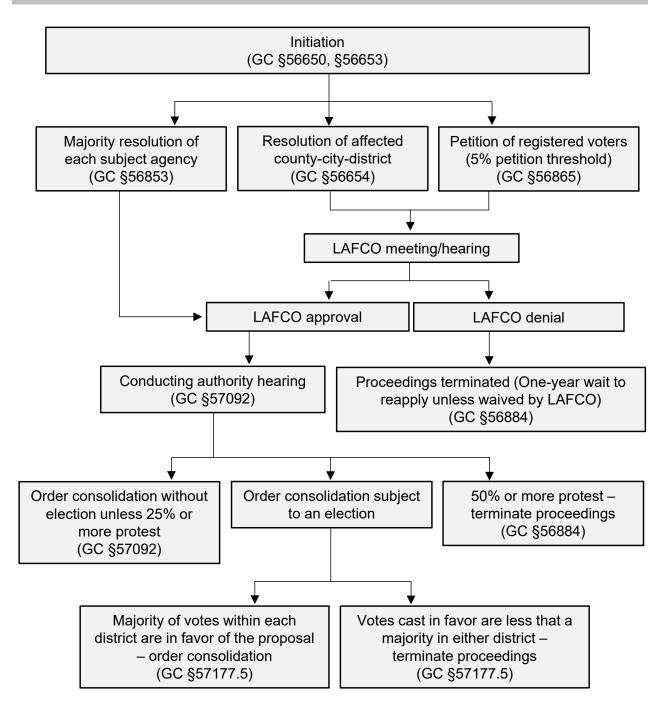
### **District Formation**



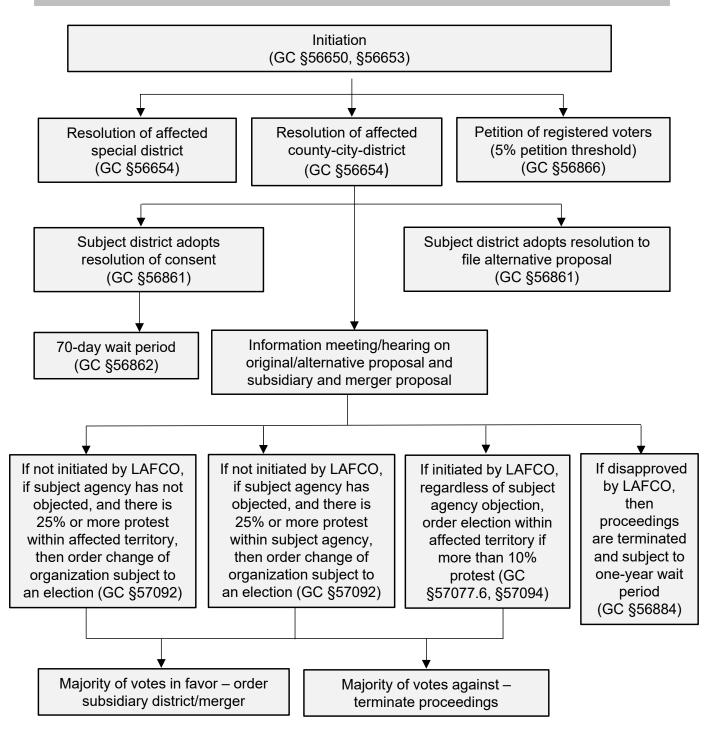
This chart summarizes provisions of the California Government Code and is subject to change. Please refer to the Government Code sections referenced for further information. (Updated July 2024)

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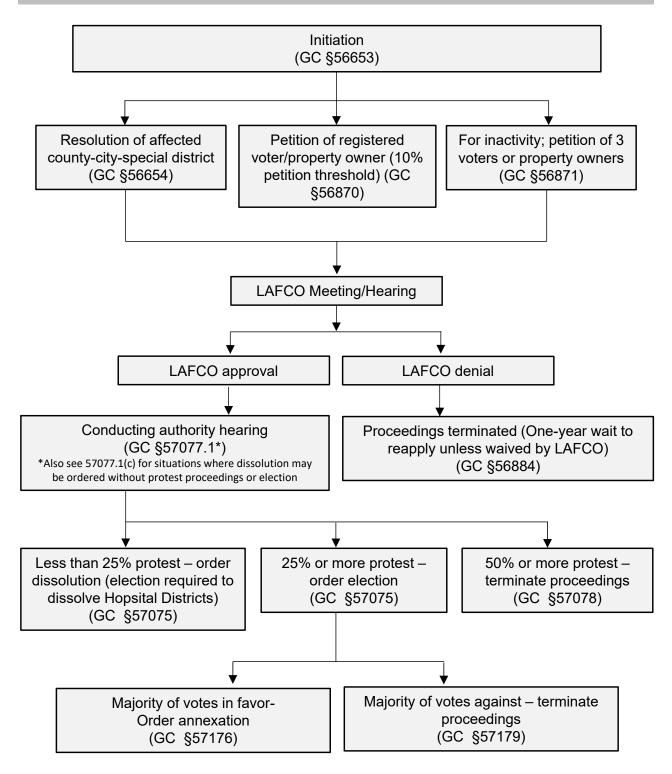
# District Consolidation – Registered Voter District (Not initiated by LAFCO)



# District Merger and Establishment of Subsidiary District

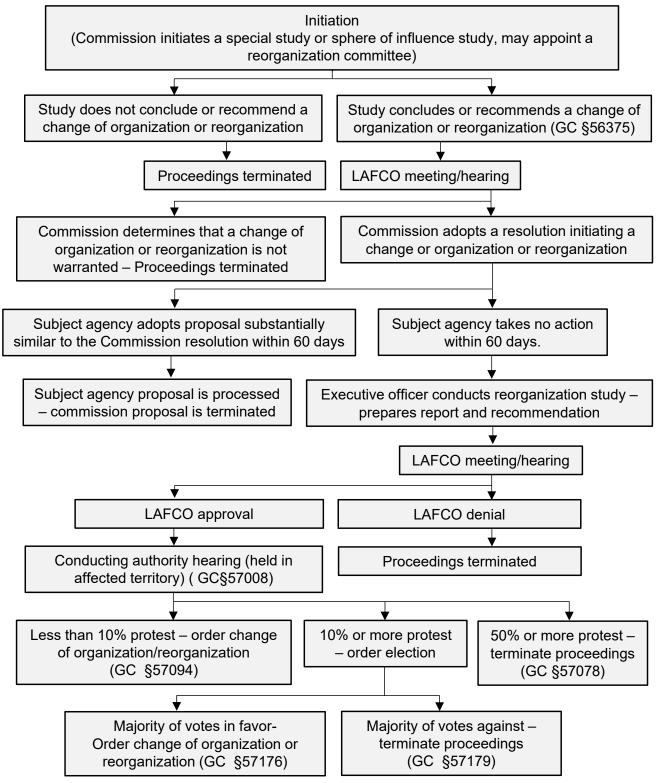


# District Dissolution (Not Initiated by LAFCO)



# LAFCO-Initiated Change of Organization / Reorganization

This chart outlines only those types of changes of organization or reorganization as outlined in GC §56375 and does not include LAFCO-initiated dissolutions (GC §56375.1).



This chart summarizes provisions of the California Government Code and is subject to change. Please refer to the Government Code sections referenced for further information. (Updated July 2024)

Stanislaus LAFCO/Flowcharts - Section 9