

REVISED
A G E N D A
FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

January 9, 2008, - 1:30 p.m.
Board of Supervisors' Chamber - Hall of Records, Room 301, Fresno

COMMISSION MEMBERS

Victor Lopez, Chairman
Susan Anderson, Chair Pro Tem
Larry Fortune
Phil Larson
Trinidad Rodriguez

ALTERNATE MEMBERS

Judy Case
Joe J. Chaidez, CPA
Sandra Neri

LAFco STAFF

Rick Ballantyne, Executive Officer
Darrel Schmidt, Deputy Executive Officer
Candie Fleming, Clerk to the Commission
Samantha Hendricks, LAFCo Technician
Susan Pool, Office Assistant II
Kenneth Price/Douglas Jensen, BMJ, LAFCo Counsel

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1. **Call to Order and Roll Call**
2. **Pledge of Allegiance**
3. **Commission Reorganization: Elect Chairman and Vice Chairman for 2008 and 2009.**
4. **Consider Approval: Minutes from the regular LAFCo Meeting of December 5, 2007.**
5. **Potential Conflicts of Interest: Any Commission Member who has a potential conflict of interest may now identify the item and recues themselves from discussing and voting on the matter.**

CONSENT AGENDA

ALL CONSENT AGENDA ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO INDIVIDUAL DISCUSSION OF THESE ITEMS UNLESS REQUESTED (PULLED) BY A MEMBER OF THE COMMISSION OR THE PUBLIC. ANY ITEM PULLED FROM THE CONSENT AGENDA FOR DISCUSSION WILL BE SET ASIDE UNTIL AFTER APPROVAL OF THE AGENDA. PRIOR TO TAKING ANY ACTION THE PUBLIC WILL BE GIVEN THE OPPORTUNITY TO COMMENT ON ANY CONSENT ITEM. THE CONSENT AGENDA WILL BE CONSIDERED ON OR ABOUT 1:30 P.M.

6. **Consider Approval: Request for a One-Year Extension to Complete Proceedings**

City of Parlier “Annexation No. 05-02” Reorganization. The reorganization was approved on January 11, 2006, and this is the second request for a one-year extension. The reorganization consists of the annexation of approximately 30.0 acres to the City of Parlier and detachment from the Fresno County Fire Protection District, the Consolidated Irrigation District, and the Kings River Conservation District for territory located on the south side of E. South Avenue between S. Academy and S. Mendocino Avenues (**LAFCo File No. RO-05-36**).

Recommendation: Approve One-Year Extension

7. **Consider Adoption:** Determine the Sphere of Influence for the Camp 13 Drainage District (LAFCo File No. SOI-208).

Recommendations: Find the Sphere of Influence Determinations to be Categorically Exempt from CEQA and is Complete and Satisfactory; Make Determinations and Adopt Sphere of Influence for the Camp 13 Drainage District
8. **Consider Adoption:** Determine the Sphere of Influence for CSA No. 49 (O'Neill Community) (LAFCo File No. SOI-209).

Recommendation: Find the Sphere of Influence Determinations to be Categorically Exempt from CEQA and is Complete and Satisfactory; Make Determinations and Adopt Sphere of Influence for CSA No. 49 (O'Neill Community)
9. **Consider Adoption:** Determine the Sphere of Influence for CSA No. 50 (Auberry Fire Department) (LAFCo File No. SOI-210).

Recommendation: Find the Sphere of Influence Determinations to be Categorically Exempt from CEQA and is Complete and Satisfactory; Make Determinations and Adopt Sphere of Influence for CSA No. 50 (Auberry Fire Department)

PUBLIC HEARINGS

10. **Consider Approval:** City of Sanger “California-Academy Northwest Reorganization.” A. proposed reorganization to annex 100.53 acres to the City of Sanger and detach from the Fresno County Fire Protection District, the Kings River Conservation District, and the Consolidated Irrigation District for territory located at the northeast corner of S. Fairbanks and E. California Avenues (LAFCo File No. RO-07-21). (Continued from November 7, 2007)

Recommendation: Continue Application to February 6, 2008
11. **Consider Approval:** City of Reedley “Request for Extension of Municipal Services Outside the City of Reedley’s Boundary but within their Sphere of Influence”. A request to extend water, sewer, and storm drain services to Kings Canyon Unified School District’s proposed Zumwalt Avenue School Site consisting of approximately 20.04 acres for territory located on the west side of Zumwalt Avenue between Manning and Dinuba Avenues (LAFCo File No. OS-07-2).

Recommendation: Make Findings and Approve With Conditions
12. **Consider Approval:** City of Fresno “Barstow-Garfield No. 1 Reorganization”. A reorganization submitted by landowner petition to annex 69.5 acres to the City of Fresno and detach from the North Central Fire Protection District and the Kings River Conservation District for territory located on the north side of W. Barstow Avenue between N. Garfield and N. Grantland Avenues (LAFCo File No. RO-07-23).

Recommendation: Make Findings and Approve With Conditions

13. **Consider Approval: City of Fresno “McKinley-Brawley No. 4 Reorganization”.** A proposed reorganization to annex 41.89 acres to the City of Fresno and detach from the North Central Fire Protection District and the Kings River Conservation District for territory located near the northwest corner of McKinley and Brawley Avenues (**LAFCo File No. RO-07-24**).

Recommendation: Make Findings and Approve With Conditions

14. **Consider Approval: Amend Sections 315 (Extension of One Year to Complete Proceedings) and 350 (LAFCo Fee Schedule) of Fresno LAFCo’s Adopted Policies, Standards, and Procedures to Consider Increasing Fees for One-Year Time Extensions**

Recommendation: Amend Fresno LAFCo Policies, Standards and Procedures Per Commission’s Direction

OTHER ITEMS:

15. **Consider Request: Waive LAFCo Filing Fees for Washington Colony Cemetery District.** A request to waive filing fees for a Sphere of Influence Amendment and Concurrent Annexation Proposal Resulting from Recommendations of Approved Municipal Service Review.

Recommendation: Consider Recommended Options

16. **LAFCo Counsel’s Report**

Consider Approval: Consider Amendment to AB 745 Policy Requiring the Disclosure of Contributions and Expenditures Made for the Purpose of Affecting or Influencing Petitions for Changes of Organization, Reorganization, and Protest Hearings.

Recommendation: Approve Revised Policy

COMMENTS FROM THE PUBLIC

Any person wishing to address the Commission on a subject not listed on the agenda may do so at this time. (State your name and address and please keep your comments to 5 minutes.)

ADJOURNMENT

THE NEXT LAFCo MEETING will be held on February 6, 2008, at 1:30 p.m. in the Board of Supervisors' Chamber - Hall of Records, Room 301, Fresno, California.

PLEASE NOTE:

(1) If you are an applicant for, or a participant in, any proceeding on the agenda for a **land use entitlement** and have made a **campaign contribution** of more than \$250 to any member or alternative member of the Commission **within twelve (12) months prior to the Commission considering your application**, please immediately inform the Commission of your contribution. State law **disqualifies** each Commissioner and Alternative Commissioner from participating in and voting on land use entitlement decisions (which include changes of organization and reorganizations) if the Commissioner or Alternative Commissioner has received campaign contributions from (i) an applicant for a land use entitlement, (ii) someone who lobbies the Commission or LAFCo staff regarding an application for land use entitlement, (iii) someone who testifies in person before the Commission regarding an application for land use entitlement, or (iv) someone who otherwise acts to influence the outcome of an application for land use entitlement.

State law also prohibits applicants and participants from making campaign contributions to a Commissioner or Alternate Commissioner within three (3) months **after** the Commission's action. If you have any questions regarding these requirements, please consult with Commission staff at (559) 495-0604, which are contained in the **California Political Reform Act** (Government Code Section 84308 *et seq.*).

(2) In compliance with the Americans with Disabilities Act (**ADA**), if you need special assistance to participate at this meeting, please contact Ms. Candie Fleming, Clerk to the Commission at 559-495-0604. Notification 48 hours prior to the meeting will enable the Clerk to make reasonable arrangements to ensure accessibility to this meeting. Pursuant to the ADA, the meeting room is accessible to the physically disabled.

(3) Staff reports prepared for each item listed in this agenda may be viewed at the Fresno LAFCo Website: www.fresnolaftco.org.