

AGENDA

FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

October 8, 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
Henry Perea
Trinidad Rodriguez

ALTERNATE MEMBERS

Joe J. Chaidez, CPA
Phil Larson
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, LAFCo Counsel

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1. **Call to Order and Roll Call**
2. **Pledge of Allegiance**
3. **Consider Approval: Minutes from the regular LAFCo Meeting of September 10, 2008.**
4. **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.**

PUBLIC HEARINGS

5. **Consider Approval: Request for a One-Year Extension to Complete Proceedings**
 - A. **City of Fresno “Kings Canyon-Minnewawa No. 3 Reorganization”.** A reorganization to annex approximately 19.07 acres to the City of Fresno and detach from the Fresno County Fire Protection District and the Kings River Conservation District for territory located at the southwest corner of E. Kings Canyon Road and S. Minnewawa Avenue (**LAFCo File No. RO-06-27**).
 - B. **City of Fresno “Shields-Polk No. 4E Reorganization”.** A reorganization to annex approximately 9.61 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 west side of N. Polk Avenue, approximately one-quarter mile south of its intersection with W. Dakota Avenue (**LAFCo File No. RO-06-32**).
 - C. **City of Orange Cove “Jacobs-Adams Reorganization”.** A reorganization consisting of the annexation of approximately 39.66 acres to the City of Orange Cove and detachment from the Orange Cove Irrigation District for territory generally located northwest of the intersection of E. Adams and S. Jacobs Avenues (**LAFCo File No. RO-06-29**).

- D. **City of Mendota “North East Bass Avenue Annexation”.** A proposed reorganization to annex 90.65 acres to the City of Mendota and detach from the Fresno County Fire Protection District and the Silver Creek Drainage District for territory generally located on the north and south sides of Bass Avenue and east of Blanco Street (**LAFCo File No. RO-07-17**).
- E. **City of Fresno “California-Temperance No. 3 Reorganization”.** A reorganization to annex approximately 82.5 acres to the City of Fresno and detach from the Fresno County Fire Protection District and the Kings River Conservation District for territory located south of E. California Avenue, east of S. Armstrong Avenue, and west of S. Temperance Avenue (**LAFCo File No. RO-06-28**).

Recommendation: Approve One Year Extensions

OTHER ITEMS:

- 6. **Consider Request: To Waive LAFCo Filing Fees for a City of Fresno Sphere of Influence Revision and Request for Commission Review of Service Extension Outside City Boundary As Requested By Aquarius Aquarium.**

Recommendation: Approve

- 7. **LAFCo Agricultural Preservation Policies:** Update Regarding Agricultural and Open Space Mitigation Policies.

Recommendation: Information Item/Provide Staff Direction

- 8. **LAFCO Counsel’s Reports:**

- A. **LAFCo Independence:** Update Regarding Present Agreement with Fresno County.

Recommendation: Formation of An Ad Hoc Subcommittee to Evaluate Options and Costs Related to LAFCo Retaining Its Own Employees and Contracting for Services.

- B. **LAFCo Facilitation:** Update Regarding LAFCo Efforts to Facilitate A Resolution of Dispute Between Consolidated Irrigation District and the Cities of Fowler, Kingsburg, Parlier, Sanger, and Selma.

Recommendation: Informational Item/Provide Staff Direction

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 November 5, 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 **campaign contributions** totaling more than \$250.00 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.fresnolafco.org.