

A G E N D A

LOCAL AGENCY FORMATION COMMISSION OF FRESNO COUNTY (LAFCo)

March 26, 2003 - 1:30 p.m.
Board of Supervisors' Chamber - Hall of Records, Room 301

COMMISSION MEMBERS

Larry Fortune, Chairman
Victor Lopez, Chairman Pro Tem
Susan Anderson
Trinidad Rodriguez
Bob Waterston

ALTERNATE MEMBERS

Joe J. Chaidez, CPA
Phil Larson
Sandra Neri

LAFCo STAFF

Mike Waiczis, AICP, Executive Officer
Candie Fleming, Clerk to the Commission
Brian Melikian, LAFCo Counsel

LAFCo Office: 2100 Tulare Street, Suite 502, Fresno, CA – 93721 - (559) 495-0604 - FAX (559) 495-0655

1. **Call to Order and Roll Call**
2. **Consider Approval - Minutes from the regular LAFCo meeting of February 26, 2003.**
3. **Presentation of Plaque** – Acknowledging six years of service on the Commission by Juan Arambula.

CONSENT AGENDA

4. **Consider Approval – Proposed City of Orange Cove “Reorganization 02-01 (South/Monson)”**. A proposed reorganization consisting of (1) the annexation of one 19.62-acre parcel located at the southwest corner of South and Monson Avenues to the City of Orange Cove and detachment from the Orange Cove Irrigation District and, (2) detachment of four parcels consisting of 73.57 acres generally located north of Parlier Avenue between Monson and Anchor Avenues from the Orange Cove Irrigation District. **(LAFCO File No. RO-03-5)**

Consider Authorization - Authorize the Chairman to execute an indemnification agreement with the City of Orange Cove to defend, indemnify, and hold harmless the Commission from and against any claims, actions, costs, or damages arising out of or in connection with the Commission’s actions related to this matter.

Recommendation – **Conditional Approval of R0-03-5; Authorize the Chairman to execute an indemnification agreement with the City of Orange Cove.**

PUBLIC HEARINGS

5. **Consider Approval** – Proposed Non-Contiguous Sphere of Influence (SOI) Amendment Consisting of 306 +/- Acres for County Service Area No. 34. CSA #34 (Millerton New Town) is generally located north of Auberry Road and south of Millerton Lake. The territory proposed for annexation is located east of the present CSA boundaries, north of Auberry Road. (**LAFCO File No. RSOI-127**).

Recommendation – Approval

Consider Approval – “Ventana Hills Estates Annexation” – Proposed Non-Contiguous Annexation of 306 +/- Acres to County Service Area No. 34. CSA# 34 is generally located north of Auberry Road and south of Millerton Lake. The proposed SOI amendment area would be located east of the present CSA boundaries, north of Auberry Road. (**LAFCO File No. AD-03-1**).

Recommendation – Approval

6. **Consider Approval** – Request by the Auberry Volunteer Fire Department to defer LAFCo Application and Environmental Assessment Fees for the Formation of CSA #50.

Recommendation - Approval of the Deferment.

OTHER ITEMS

7. **Consider Approval** – Amendments to LAFCo Policies, Standards, and Procedures concerning city/special district reorganizations; (1) LAFCo Policy, sections 102-04, 102-041, 102-041A, 102-041B, concerning transition of services from special districts (e.g. fire protection districts) to cities and “transition agreements” between fire protection districts and cities; (2) LAFCo Standards, section 210-09, concerning whether a proposal mitigates any significant adverse effects to subject or affected agencies through “transition agreements” or other means. (**This Item was continued from the November 6, 2002 and February 26, 2003 hearings**).

Recommendation - Approve Amendments

8. **Receive Preliminary Budget** – Preliminary Fiscal Year 2003-2004 Budget Estimates.

Approve Hearing Dates - Set hearings for fiscal year 2003-2004 Budget.

Recommendations – (1) Receive Preliminary Budget and provide staff with comments and direction; (2) Set April 30, 2003 as the hearing date for the Commission’s approval of its proposed Fiscal Year 2003-2004 Budget, and set May 21, 2003 as the hearing date for the Commission’s approval of its final Fiscal Year 2003-2004 Budget.

9. **Consider Adoption** – Consider Adoption of a Revised LAFCo Hearing Schedule to Move the June 25, 2003 LAFCo Hearing to June 18, 2003.

Recommended Action – Adopt revised calendar dates.

10. **EXECUTIVE OFFICER'S REPORT**

Report on the progress of Revenue Neutrality Negotiations for the proposed Malaga City Incorporation.

COMMENTS FROM THE PUBLIC

Any person wishing to address the Commission on a subject not on the agenda may do so by making a written request to the Clerk of the Commission.

The next regular LAFCo meeting will be held on April 30, 2003. The meeting will begin at 1:30 p.m. in Room 301, Fresno County Hall of Records Annex.

Please Note: **1)** Note: 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 or for any of the Commission members or alternate Commission members within 12 months prior to the Commission hearing, State law disqualifies such members from participating and voting in such a proceeding. State law also prohibits applicants and participants from making such campaign contributions, depending on their timing and circumstances. All of these restrictions also apply to agents of applicants or participants. Please consult with Commission staff at (559) 495-0604 as to the requirements of the **Political Reform Act** (Government Code Section 84308); **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.