

A G E N D A

LOCAL AGENCY FORMATION COMMISSION OF FRESNO COUNTY (LAFCo)

April 30, 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 March 26, 2003.** (The minutes are not prepared at this time due to the illness of the Clerk to the Commission).

CONSENT AGENDA

3. **Consider Approval – Proposed Tri-Valley Water District “Tri-Valley Water District Detachment 2002-1”.** Proposed detachment consisting of 340 acres from the Tri-Valley Water District for territory generally located east of the Friant Kern Canal and north of the Atchison Topeka and Santa Fee Railroad. **(LAFCO File No. AD-03-3)**

Staff recommends approve with the addition of the following: Pursuant to the “Act” find the affected territory to be uninhabited and waive protest proceedings.

Recommendation – Approve Detachment

4. **Consider Approval – Proposed City of Orange Cove “Reorganization 02-01 (South/Monson)”.** A proposed reorganization consisting of (1) the annexation of 20.16-acres of territory 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 from the Orange Cove Irrigation District. (Total acres to be detached are approximately 93+/-). **(LAFCO File No. RO-03-5)**

Recommendation – Conditional Approval

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 –Authorize the Chairman to execute an indemnification agreement with

the City of Orange Cove.

PUBLIC HEARINGS

5. **Consider Approval** – Proposed City of Fresno “Copper-Maple No. 2 Reorganization”. Proposed reorganization consisting of annexation of 68.78 acres to the City of Fresno and detachment from the Fresno County Fire Protection District and the Kings River Conservation District located at the southeast corner of Copper and Maple Avenues. **(LAFCO File No. RO-93-6)**

Recommendation – Conditional Approval

6. **Consider Approval** – Proposed Formation of County Service Area # 50 to provide Fire Protection and Emergency Medical Services for an Area consisting of approximately 45 square miles located generally in the Unincorporated Community of Auberry. **(LAFCO File No. FD-03-1)**

Recommendation – Conditional Approval

OTHER ITEMS

7. **Consider Approval** – Proposed Fiscal Year 2003-2004 Budget.

Recommendation – Approve Proposed Fiscal Year 2003-2004 Budget.

8. **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, February 26, 2003, and March 24, 2003 hearings).**

Recommendation - Approve Amendments

9. **Informational Item** – Consider New Information Related to LAFCo Policies, Standards and Procedures to Revise Section 210-13 “Rezoning Requirement”.

Recommendation – Provide Direction

10. **EXECUTIVE OFFICER’S REPORT**

Report on the progress of Revenue Neutrality Negotiations for the proposed Malaga City Incorporation. **(No action is necessary).**

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 May 21, 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.