

REVISED **A G E N D A**

FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

June 13, 2007 - 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, AICP, Executive Officer
Darrel Schmidt, Deputy Executive Officer
Candie Fleming, Clerk to the Commission
Samantha Hendricks, LAFCo Technician
Susan Pool, Office Assistant
Kenneth Price/Douglas Jensen, BMJ, LAFCo Counsel

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1. **Pledge of Allegiance**
2. **Call to Order and Roll Call**
3. **Consider Approval: Minutes from the regular LAFCo meeting of May 16, 2007.**
4. **Potential Conflicts of Interest – Any Commission Member who has a potential conflict of interest may now identify the item and recuse 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.

5. **Consider and Adopt: Municipal Service Review and Sphere of Influence Update for the Coalinga-Huron Mosquito Abatement District.**
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Find the Written Determinations Satisfy State Law; and Adopt the Determinations as Presented.
6. **Consider and Adopt: Municipal Service Review and Sphere of Influence Update for the Fresno Metropolitan Flood Control District.**
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Find the Written Determinations Satisfy State Law; and Adopt the Determinations as Presented.

7. **Consider and Adopt:** Municipal Service Review and Sphere of Influence Update for the Lower San Joaquin Levee District.

Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorically Exempt from CEQA and are Complete and Satisfactory; Find the Written Determinations Satisfy State Law; and Adopt the Determinations as Presented.

8. **Consider and Adopt:** Municipal Service Review for the Camp 13 Drainage District.

Recommendations: Find the Municipal Service Review to be Categorically Exempt from CEQA and Complete and Satisfactory; Find the Written Determinations Satisfy State Law; Adopt the Determinations as Presented; and Direct Staff to Set a Public Hearing to Adopt a Sphere of Influence for the District as Required by State Law.

PUBLIC HEARINGS

9. **Conducting Authority Proceedings:** City of Selma “North of Nebraska-East of Highland Reorganization”. A reorganization consisting of the annexation of 22.87 acres to the City of Selma and the Selma-Kingsburg-Fowler County Sanitation District and detachment 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 Nebraska and Highland Avenues (LAFCo File No. RO-07-10).

Recommendation: Direct the Executive Officer to determine the value of valid protests received and not withdrawn and report these results to the Commission within the time prescribed by State law.

10. **Conducting Authority Proceedings:** Consolidated Mosquito Abatement District “Eastern Fresno County Annexation”. An annexation of approximately 2,554 square miles to the Consolidated Mosquito Abatement District for territory generally located in Eastern Fresno County (LAFCo File No. AD-06-3).

Recommendation: Continue Item to July 11, 2007.

11. **Conducting Authority Proceedings:** City of Fresno “Dakota-Temperance No. 1 Reorganization”. A reorganization consisting of the annexation of 51.91 acres to the City of Fresno and detachment from the Fresno County Fire Protection District and the Kings River Conservation District for territory located north of the E. Dakota Avenue alignment and both east and west of N. Temperance Avenue (LAFCo File No. RO-07-8).

Recommendation: Direct the Executive Officer to determine the value of valid protests received and not withdrawn and report these results to the Commission within the time prescribed by State law.

12. **Consider Approval:** City of Fresno “Dakota-Cornelia No. 2 Reorganization”. A proposed reorganization consisting of the annexation of 50.3 acres to the City of Fresno and detachment from the North Central Fire Protection District and the Kings River Conservation District for territory located on the south side of W. Dakota Avenue between N. Cornelia Avenue and the N. Milburn Avenue alignment (LAFCo File No. RO-07-7).

Recommendation: Make Findings and Approve With Conditions.

13. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the following Special Districts: Bald Mountain Fire Protection District, Fig Garden Fire Protection District, Fresno County Fire Protection District, North Central Fire Protection District, and Orange Cove Fire Protection District.

Recommendations: Find the Municipal Service Reviews and Sphere of Influence Updates to be Categorically Exempt from CEQA and are Complete and Satisfactory; Find the Written Determinations Satisfy State Law; and Adopt the Determinations as Presented.

OTHER ITEMS:

14. **Public Presentation:** “Metro Rural Loop Concept”—Keith Bergthold, Assistant Director, City of Fresno Planning and Development Department.

15. **LAFCo Counsel’s Report:**

- A. “Professional Services Contract” with Fresno County.

Recommendation: Direct the Chairman to enter into an agreement with the County of Fresno to extend the existing Professional Services Contract for up to 90 days.

- B. Disclosure of Potential Conflict of Interest

Recommendation: Direct Executive Officer to execute consent to continued representation of Commission by LAFCo Counsel.

16. **Deputy Executive Officer’s Report:** *Municipal Service Review (MSR) and Sphere of Influence (SOI) Update Program and Report on May 30th SOI Workshop.*

17. **Executive Officer’s Report:** 2007 CALAFCO Conference

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 July 11, 2007, 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 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. **3)** Staff reports prepared for each item listed in this agenda may be viewed at the Fresno LAFCo Website: www.fresnolaftco.org