

# AGENDA

## FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

August 12, 2009 - 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  
Dennis Lujan

### LAFCO STAFF

Rick Ballantyne, Executive Officer  
Darrel Schmidt, Deputy Executive Officer  
Candie Fleming, Clerk to the Commission  
Samantha Hendricks, LAFCo Technician II  
Susan Pool, LAFCo 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 July 8, 2009**
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 upon the matter.**

### CONSENT AGENDA

5. **Authorize Request: Destruction of Fresno LAFCo Public Records**  
**Recommendation: Approve**

### PUBLIC HEARINGS

6. **Conducting Authority Proceedings: City of Fresno “Ashlan-Bryan No. 1 Reorganization”.** A proposed reorganization submitted by landowner petition to annex 80.44 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. Ashlan Avenue between N. Bryan and N. Hayes Avenues (**LAFCo File No. RO-09-1**).  
**Recommendation: Direct the Executive Officer to Determine the Value of Valid Protests Received and Not Withdrawn and Report these Results to the Commission Within the Time Prescribed by State Law.**
7. **Consider Approval: Pinedale County Water District “Derrel’s Mini Storage Detachment”.** A proposed detachment submitted by landowner petition consisting of 5.17 acres from the Pinedale County Water District. The affected territory is located on the west side of N. Harrison Avenue, north of W. Bedford Avenue (**LAFCo File No. DD-09-1**).  
**Recommendation: Approve**

8. **Consider Approval: Revised Del Rey Community Services District Municipal Service Review (MSR)**

**Recommendation: Approve Revised MSR**

**OTHER ITEMS:**

- 9 **Consider Request: James Irrigation District.** A request to waive filing fees for consolidating the James Irrigation District and Reclamation District No. 1606 and detaching the successor district from territory located within the City of San Joaquin.

**Recommendation: Approve Fee Waiver**

10. **Consider Approval: Executive Officer Recruitment Strategy**

**Recommendation: Consider Subcommittee Recommended Action and Provide Direction to Staff**

11. **LAFCo Independence: Recent Actions Taken Towards LAFCo Independence**

**Recommendation: Information Item/Provide Staff Direction**

12. **CALAFCO State Conference: Update Regarding Conference Planning**

**Recommendation: Information Item/Provide Staff Direction**

13. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.**  
**Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:**  
**Number of Cases: 1**

**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 September 16, 2009, 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 (which are contained in the **California Political Reform Act** Government Code Section 84308 *et seq.*) please feel free to contact LAFCo staff at (559) 495-0604.

**(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 provided a minimum of 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](http://www.fresnolafco.org).