

SPECIAL MEETING AGENDA

FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

August 22, 2007 - 1:30 p.m.

Board of Supervisors' Chamber - Hall of Records, Room 301, Fresno

***ALL OF THESE ITEMS HAVE BEEN RESCHEDULED FROM THE AUGUST 15, 2007
REGULAR HEARING***

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

LAFCo Office: 2115 Kern Street, Suite 310, Fresno, CA – 93721 - (559) 495-0604 - FAX (559) 495-0655

1. **Call to Order and Roll Call**
2. **Pledge of Allegiance**
3. **Consider Approval: Minutes from the regular LAFCo meeting of July 11, 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 Approval: Request for a One-Year Extension to Complete Proceedings**

City of Fresno “Whitesbridge-Valentine Southwest Reorganization”. A reorganization submitted by Landowner Petition to annex approximately 115.32 acres to the City of Fresno and detach from the North Central Fire Protection District and the Kings River Conservation District for territory generally located east of S. Brawley Avenue between W. Whitesbridge Road and W. Madison Avenue (**LAFCo File No. RO-06-20**).

Recommendation: Approve One Year Extension

6. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Reclamation District No. 1606.
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Review; and Make Determinations and Update Sphere of Influence for the Reclamation District No. 1606.
7. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Kings River Conservation District.
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Review; and Make Determinations and Update Sphere of Influence for the Kings River Conservation District.
8. **Consider and Adopt:** Municipal Service Review and Sphere of Influence Update for the West Fresno County Red Scale Protective District.
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Review; and Make Determinations and Update Sphere of Influence for the West Fresno County Red Scale Protective District.
9. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Clovis and Riverdale Memorial Districts.
Recommendations: Find the Municipal Service Reviews and Sphere of Influence Updates to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Reviews; and Make Determinations and Update Spheres of Influence for the Clovis and Riverdale Memorial Districts.
10. **Consider and Adopt:** Municipal Service Review and Sphere of Influence Update for the Caruthers Community Service District.
Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Review; and Make Determinations and Update Sphere of Influence for the Caruthers Community Service District.
11. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Riverdale and Tranquillity Public Utilities Districts.
Recommendations: Find the Municipal Service Reviews and Sphere of Influence Updates to be Categorical Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Reviews; and Make Determinations and Update Spheres of Influence for the Riverdale and Tranquillity Public Utility Districts.
12. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Broadview, Garfield, International, Kings River, Liberty, Mid-Valley, Panoche, Raisin City, Stinson, Tri-Valley, Westlands, and Widren Water Districts.

Recommendations: Find the Municipal Service Reviews and Sphere of Influence Updates to be Categorically Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Reviews; and Make Determinations and Update Spheres of Influence for the Broadview, Garfield, International, Kings River, Liberty, Mid-Valley, Panoche, Raisin City, Stinson, Tri-Valley, Westlands, and Widren Water Districts.

13. **Consider and Adopt:** Municipal Service Review and Sphere of Influence Update for the Selma-Kingsburg-Fowler County Sanitation District.

Recommendations: Find the Municipal Service Review and Sphere of Influence Update to be Categorically Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Review; and Make Determinations and Update Sphere of Influence for the Selma-Kingsburg-Fowler County Sanitation District.

PUBLIC HEARINGS

14. **Consider and Adopt:** Municipal Service Reviews and Sphere of Influence Updates for the Cities of Firebaugh, Kerman, Mendota, Reedley, and San Joaquin.

Recommendations: Find the Municipal Service Reviews and Sphere of Influence Updates to be Categorically Exempt from CEQA and are Complete and Satisfactory; Make Determinations and Adopt Municipal Service Reviews; and Make Determinations and Update Spheres of Influence for the Cities of Firebaugh, Kerman, Mendota, Reedley, and San Joaquin.

15. **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) (Continued from June 13, 2007).

Recommendation: Make Findings and Approve With Conditions.

16. **Consider Approval:** City of Clovis “Clovis Sewage Treatment/Water Reuse Facility Reorganization”. A proposed reorganization to annex 16.31 acres to the City of Clovis and detach from the Fresno County Fire Protection District and the Kings River Conservation District for territory located on the north side of E. Ashlan Avenue between N. McCall and N. Thompson Avenues (LAFCo File No. RO-07-14

Recommendation: Make Findings and Approve With Conditions

17. **Consider Approval:** City of Clovis “Clovis Pump Station “E” Reorganization”. A proposed reorganization to annex 5.06 acres to the City of Clovis and detach from the Fresno County Fire Protection District and the Kings River Conservation District for territory located at the northeast corner of N. Leonard and E. Ashlan Avenues (LAFCo File No. RO-07-13).

Recommendation: Make Findings and Approve With Conditions

18. **Consider Approval: City of Kerman “Northeast Kerman Annexation”**. A proposed reorganization consisting of the annexation of 129.98 acres to the City of Kerman and detachment from the Kings River Conservation District for territory located on the west side of S. Goldenrod Avenue between W. Whitesbridge Avenue and W. Kearney Boulevard (**LAFCo File No. RO-07-16**).

Recommendation: Make Findings and Approve With Conditions

19. **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**). (**Continued from June 13 and July 11, 2007**)

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.

20. **Consider Conditional Approval: City of Fresno “Request for Extension of Municipal Services Outside the City of Fresno’s Sphere of Influence”**. A request to extend water and sewer service to the Aquarius Aquarium Institute project which consists of approximately 10 acres of land located 1,500 feet north of W. Herndon Avenue, immediately adjacent (southwest) to State Highway 99 and approximately 900 feet east of the San Joaquin River (**LAFCo File No. OS-07-1**). (**Continued from July 11, 2007**)

Recommendation: Deny

OTHER ITEMS:

21. **Public Presentations:**

“Upper Kings River Basin Integrated Regional Water Management Plan” – David Orth, District Manager, Kings River Conservation District; and

“Consolidated Irrigation District Groundwater Technical Study and Engineering Report”- Mark Gilkey, District Manager, Consolidated Irrigation District

22. **LAFCo Counsel’s Report: Professional Services Agreement Update.**

23. **Deputy Executive Officer’s Report: Municipal Service Review (MSR) and Sphere of Influence (SOI) Update Program Report.**

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 12, 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.fresnolafo.org