

**FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)**

**(Fresno County, California)**

**“MINUTES”**

**LAFCo MEETING – JUNE 9, 2010**

**Call to Order:** Chairman Victor Lopez called the meeting to order at 1:34 p.m.

**Members Present:** Commissioners Trinidad Rodriguez, Susan Anderson, Larry Fortune, Henry Perea, and Victor Lopez

**Members Absent:** None

**Staff Present:** Jeff Witte, LAFCo Executive Officer  
Kenneth J. Price, LAFCo Counsel  
Candie Fleming, Clerk to the Commission  
Samantha Hendricks, LAFCo Technician

- 1. Call to Order and Roll Call**
- 2. Pledge of Allegiance**
- 3. Minutes from the Regular LAFCo Meeting of May 12, 2010.**

Commissioner Fortune made a motion to approve the minutes as presented and Commissioner Rodriguez seconded the motion. The minutes were unanimously approved.

**4. Potential Conflicts of Interest**

LAFCo Counsel, Ken Price, reported that he had a conflict with Item No. 8.

**5. Comments from the Public**

There were no comments from the public.

**CONSENT AGENDA**

- 6. CALAFCO Bylaw Amendments**
- 7. City of Reedley “Manning-Zumwalt Reorganization – Annexation No. 2008-1”.**

Commissioner Rodriguez made a motion to approve the items on the Consent Agenda and Commissioner Fortune seconded the motion. The items on the Consent Agenda were unanimously approved.

**PUBLIC HEARING**

**8. City of Parlier “City of Parlier Reorganization No. 06-02”.**

Executive Officer Witte reported that staff was recommending denial because of pending legal issues associated with the environmental document. Mr. Witte said the City, districts and developer all understand the situation.

Bruce O'Neal, Planning Consultant for the City of Parlier, reported that the City has been working with CID since they filed a lawsuit on the project's CEQA documentation and so far the negotiations have not been successful. Mr. O'Neal said the City and developer are intent on pursuing the negotiations, and if the project was denied, they would continue to work with CID in hopes of resolving the legal issues.

Commissioner Rodriguez made a motion to deny the reorganization per staff's recommendation and Commissioner Fortune seconded the motion. The motion to deny the reorganization was unanimously approved.

**9. City of Coalinga "Wastewater Treatment Facility Relocation".**

Executive Officer Witte reported that staff was recommending continuance to the July hearing because there were some concerns with outstanding issues related to overlapping jurisdictions and the provision of fire service. Mr. Witte stated that there was no fire transition agreement between the Fresno County Fire Protection District and City of Coalinga and that staff was also trying to resolve that issue.

**10. Municipal Service Review (MSR) for Fresno County Cemetery Districts.**

Executive Officer Witte provided an overview of the history of Municipal Service Reviews and explained LAFCo's procedure for gathering information and preparing MSRs. Mr. Witte reported that there were no outstanding issues with the Cemetery Districts.

A motion was made for approval per staff's recommendation by Commissioner Rodriguez and seconded by Commissioner Fortune. The motion to adopt the Cemetery Districts' MSRs and determinations were unanimously approved.

**11. Revise Resolution #59 Regarding the Establishment of an Independent Financial System.**

Executive Officer Witte reported that the County requested a revision to LAFCo Resolution No. 59 that would allow the County to maintain a pool of money that could be drawn for payroll from for the two County employees that are contracted to LAFCo. Mr. Witte said it would not create an impact on LAFCo and recommended approval.

Commissioner Fortune made a motion to approve the revision to LAFCo Resolution No. 59 and Commissioner Rodriguez seconded the motion. The motion was unanimously approved.

**CLOSED SESSION**

**12. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Subdivision (a) of Section 54956.9: *City of Fresno v. Fresno Local Agency Formation Commission.***

LAFCo Counsel Ken Price reported that he placed this item on the agenda as a place holder in case there was an update, but since there was no update, there was no need to go into closed session.

**13. ADJOURNMENT**

Commissioner Rodriguez made a motion to adjourn and Commissioner Fortune seconded the motion. The meeting was adjourned at 1:43 p.m.

**THE NEXT LAFCO MEETING** will be held on July 14, 2010, at 1:30 p.m. in the Board of Supervisors' Chamber - Hall of Records, Room 301, Fresno, California.