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**FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)  
EXECUTIVE OFFICER'S REPORT**

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**AGENDA ITEM No. 11**

**DATE:** January 13, 2010

**TO:** Local Agency Formation Commission

**FROM:** Jeff Witte, Executive Officer

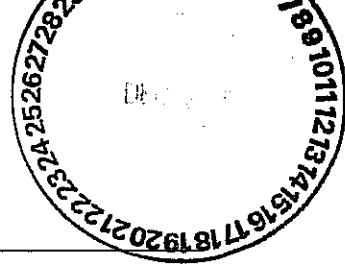
**SUBJECT:** **City of Selma Request – Discussion on the Process of Annexing Previously Detached Parcels Back to the Consolidated Irrigation District**

**Background:** On November 25, 2009, staff received a request from the City of Selma (see attached November 25<sup>th</sup> letter from D-B Heusser) seeking to have LAFCo staff review and report to the Commission upon the procedures necessary to allow lands located within the City of Selma that were previously located within the Consolidated Irrigation District (CID) but were detached, to be reattached (annexed) to the District. Given the current legal challenges that presently exist between the City and the District, staff felt it appropriate to refer this item to LAFCo's Special Counsel, Ruben Castillo for review and comment.

**Staff Analysis:**

While it appears that it is possible for the City of Selma to seek a reattachment, there are several issues that would need to be resolved in terms of land assessment, potential protests from land owners or Consolidated Irrigation District, and other process related questions. Many of these issues will require further analysis by staff and legal counsel. An option for the Commission would be to hear both the position of CID and the City of Selma and then continue this item until April, 2010, to provide additional time for the respective parties to resolve issues associated with a transition agreement.

**Recommendation:** Informational Item/Provide Staff Direction.



C I T Y O F S E L M A

1710 TUCKER STREET • SELMA, CALIFORNIA 93662

25 November 2009

Mr. Rick Ballantyne, Executive Officer  
Local Agency Formation Commission  
2115 Kern St., Suite 3110  
Fresno CA 93721

FAX: 495-6055

RE: REATTACHMENT

Dear Mr. Ballantyne;

Mayor Lujan has requested that an issue be placed on the next LAFCo Agenda regarding the process of reattachment of land into a district. We are especially looking at the reattachment of lands that we have detached from Consolidated Irrigation District (C.I.D.).

Back in the 1970's C.I.D. came to the City of Selma requesting that when we annex land into the City limits that we would detach from the District. At that time they stated that it was because of the cost of mailing out bills/assessments of about \$5 or so to property owners.

At that time the City of Selma did agree. Since that time our Cooperative Agreement has expired and they have not agreed to a proposed new agreement.

If you would kindly place this on the agenda for the next LAFCo meeting Mayor Lujan and myself would be greatly appreciative.

Sincerely,

A handwritten signature in black ink that appears to read "D-B Heusser".

D-B Heusser  
City Manager  
559.891.2250