

# AGENDA

## FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

March 13, 2013 - 1:30 p.m.

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

### COMMISSION MEMBERS

Armando Lopez, Chairman  
Robert Silva, Chair Pro Tem  
Henry Perea  
Deborah A. Poochigian  
Mario Santoyo

### ALTERNATE MEMBERS

Richard Braun  
Phil Larson  
Daniel Parra

### LAFCo STAFF

Jeff Witte, Executive Officer  
Candie Fleming, Clerk to the Commission  
Samantha Hendricks, LAFCo Technician II  
Kenneth Price, LAFCo Counsel

LAFCo Office: 2607 Fresno Street, Suite B, Fresno, CA – 93721 - (559) 600-0604 - FAX (559) 495-0655

---

1. **Call to Order and Roll Call**
2. **Pledge of Allegiance**

### CLOSING OF CONTINUED FEBRUARY 27, 2013 MEETING

3. **PUBLIC EMPLOYMENT APPOINTMENT**  
Title: Executive Officer (Candidate Interviews) – Continued from February 27, 2013 hearing.

### OPENING OF MARCH 13, 2013 MEETING

### PUBLIC HEARING

4. **Consider Approval:** Minutes from the regular LAFCo Meeting of February 27, 2013  
**Recommendation:** Continue to April 10, 2013 meeting.
5. **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.
6. **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 three (3) minutes.)

### CONSENT AGENDA

ALL CONSENT AGENDA ITEMS ARE CONSIDERED TO BE ROUTINE IN NATURE 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 CONSENT 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.

7. **Accept:** LAFCo Financial Statement for February, 2013.

**Recommendation:** Accept the LAFCo Financial Statement for February 2013

## **PUBLIC HEARING**

8. **Information and Discussion Item:** Fire District Transition Agreement Update.

**Recommendation:** Discuss and Provide Direction

9. **Consider Adoption:** Municipal Service Review and Sphere of Influence Update Prepared for the Broadview, International, Mid-Valley, Oro Loma, Stinson, and Widren Water Districts and the Freewater County Water District.

**Recommendation:** 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; Make Determinations and Update Spheres of Influence for the Broadview, International, Mid-Valley, Oro Loma, Stinson, and Widren Water Districts and the Freewater County Water District.

10. **Consider Approval:** Malaga County Water District “North-Chestnut No. 1 (Imperial Truck Wash) Annexation”. Annex approximately 19.6 acres to the Malaga County Water District for territory located at the southwest corner of North and Chestnut Avenues (**LAFCo File No. AD-13-1**).

**Recommendation:** Approve

11. **Consider Approval:** County of Fresno “**CSA No. 47 (Quail Lakes) Dissolution**”. Dissolution of CSA No. 47 which serves water and sewer to the Quail Lake subdivision located between Ashlan and Shaw Avenues, east of McCall Avenue, near Clovis. If approved, water and sewer services will be turned over to the California Water Service Company (Cal Water)” (**LAFCo File No. DOD-12-1**).

**Recommendation:** Approve with Condition

12. **Provide Direction:** Request from the Building Industry Association to Revise LAFCo’s Peninsula Policy.

**Recommendation:** Provide Direction

13. **Consider Approval:** Preliminary Budget for Fiscal Year 2013-2014.

**Recommendations:** Provide Direction and Approve

14. **Consider Approval:** Consider LAFCo Participation in SJVIA (San Joaquin Health Insurance Authority) for LAFCo Employee Health Insurance.

**Recommendation:** Approve Authorization

## OTHER MATTERS

15. **Presentation:** Calwa Recreation and Park District Community Long - Term Sustainability Strategies.

16. **CLOSED SESSION**

A. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**  
Pursuant to Paragraph (1) of subdivision (d) of Gov. Code Section 54956.9  
*Name of Case: City of Fresno v. Fresno County Local Agency Formation Commission (CASE NO. 13CECG00392).*

B. **PUBLIC EMPLOYMENT APPOINTMENT**  
Title: Executive Officer.

## ADJOURNMENT

**THE NEXT LAFCO MEETING** will be held on April 10, 2013, 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) 600-0604.

(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 559-600-0604. 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)**.