

RESOLUTION NO. MSR-19-04/SOI-192

A RESOLUTION OF THE FRESNO LOCAL AGENCY FORMATION COMMISSION MAKING DETERMINATIONS AND ADOPTING A MUNICIPAL SERVICE REVIEW; MAKING DETERMINATIONS AND UPDATING THE SPHERE OF INFLUENCE FOR COUNTY SERVICE AREA NO. 50 (AUBERRY VOLUNTEER FIRE DEPARTMENT)

WHEREAS, Pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code section 56425 et seq.), the Fresno Local Agency Formation Commission is required to review and update, as necessary, spheres of influence ("SOI") of local agencies not less than once every five years; and

WHEREAS, Government Code section 56430 directs the Commission to conduct a review of municipal services not later than the time it considers an action to establish or update a SOI in accordance with section 56425; and

WHEREAS, the Executive Officer prepared a Municipal Service Review ("MSR") update for County Service Area No. 50 with the recommendation to update the District SOI; and

WHEREAS, notice of the Commission's hearing on the subject MSR and SOI update was duly given in a publication of general circulation as required by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, and at the time and in the form and manner provided by law; and

WHEREAS, at the noticed public meeting, held on August 14, 2019, the Commission heard, discussed, and considered all relevant evidence, including but not limited to the MSR and SOI update report, environmental documentation, testimony, correspondence, and exhibits received during the public hearing process, all of which are included herein by reference.

NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does hereby **DETERMINE AND ORDER** as follows:

- A. Acting as Lead Agency pursuant to California Environmental Quality Act ("CEQA") Guidelines find that the MSR prepared for County Service Area No. 50 is Categorically Exempt from the provisions of CEQA under section 15306, "Information Collection."

ADOPTED THIS 14th DAY OF AUGUST 2019, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS MENDES, PARRA, PACHECO, SILVA, SANTOYO

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- B. The written determinations and recommendations within the Municipal Service Review and sphere of influence update for County Service Area No. 50 satisfy state law.

- C. Pursuant to Government Code ("GC") sections 56425 and 56430 makes the required determinations and recommendations for the MSR and District SOI update, adopts the MSR prepared for the District, and updates the SOI for said District by reaffirming its boundaries identified in Attachment A.
- D. Makes the following recommendations:
- a. Recommends that the Special District Administration develop guidelines or policies that support its ongoing effort to provide staff training for employees with financial reporting responsibilities regarding year-end closing procedures, completion of financial statements, and preparation of annual audited financial statements.
 - b. Informs Fresno County Public Works and Planning, Road Division, regarding the four potential road hazards identified and depicted on Figure 2 of the MSR.
 - c. Recommends that the District assess whether demand for fire protection is of sufficient level to consider a request to expand the District's service area as depicted on Figure 3 of the MSR.

ADOPTED THIS 14th DAY OF AUGUST 2019, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS PARRA, MENDES, PACHECO, SILVA, SANTOYO

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

**STATE OF CALIFORNIA)
COUNTY OF FRESNO)**

CERTIFICATION

I, David E. Fey, Executive Officer, Fresno Local Agency Formation Commission, hereby certify that the foregoing resolution was adopted by the Commission on the 14th day of August 2019.



David E. Fey, Executive Officer
Fresno Local Agency Formation Commission

County Service Area No. 50 (Auberry Volunteer Fire Department)

Authorized services: fire suppression, emergency medical response

