

**RESOLUTION NO. 123**

**FRESNO LOCAL AGENCY FORMATION COMMISSION  
FRESNO COUNTY, CALIFORNIA**

**In the Matter of:**

**LAFCo Determination:**

**CONSIDERATION OF FINAL FISCAL )  
YEAR 2014-2015 LAFCO BUDGET )  
AND WORK PLAN )**

**APPROVE FINAL FISCAL YEAR  
2014-2015 LAFCO BUDGET AND  
WORK PLAN**

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**WHEREAS**, the Fresno Local Agency Formation Commission is required by California State Government Code Section 56381 to adopt a Proposed Budget by May 1<sup>st</sup> and a Final Budget by June 15<sup>th</sup> of each fiscal year at noticed public hearings; and

**WHEREAS**, the Commission considered and approved its Proposed Fiscal Year (FY) 2014-2015 LAFCo Budget and Draft Work Plan on April 9, 2014; and

**WHEREAS**, the Executive Officer prepared a Final Budget and accompanying staff report, including recommendations, said Budget and report having been mailed to and considered by this Commission pursuant to State law; and

**WHEREAS**, the Executive Officer mailed copies of the proposed Final FY 2014-2015 LAFCo Budget and Work Plan to the Fresno County Board of Supervisors, to each City, to the Clerk to the Board of Supervisors, and to each independent special district, as required by State law; and

**WHEREAS**, this Commission held a public hearing on May 14, 2014, to consider the Final FY 2014-2015 LAFCo Budget and Work Plan, and at said hearing did consider the Executive Officer's report and recommendations, all relevant factors, and heard all interested persons wishing to speak on the matter; and

**WHEREAS**, at said hearing on May 14, 2014, this Commission approved the Final FY 2014-2015 LAFCo Budget and Work Plan by taking two separate votes.

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

**Section #1.** This Commission approves the Final FY 2014-2015 Budget, excluding funding for Legal Counsel, on the 14<sup>th</sup> day of May, 2014, with the following vote:

**AYES: COMMISSIONERS POOCHIGIAN, SANTOYO, LARSON, LOPEZ, SILVA**

**NOES: NONE**

**ABSENT: NONE**

**Section #2.** This Commission approves funding for Legal Counsel for the Fiscal Year 2014-2015, on the 14<sup>th</sup> day of May, 2014, with the following vote:

**AYES: COMMISSIONERS SANTOYO, LOPEZ, LARSON, SILVA**

**NOES: NONE**

**ABSTAIN COMMISSIONER POOCHIGIAN**

**Section # 3.** This Commission hereby directs the Executive Officer to forward the approved Final Budget to affected agencies pursuant to State law.

**Section # 4.** This Commission hereby directs the Executive Officer to forward the Final FY 2014-2015 LAFCo Budget to the Fresno County Auditor and request that the Auditor determine the apportionment required of each City and the County of Fresno, and that each of these entities be forwarded a bill for payment of the required apportionment pursuant to State law.

\* \* \* \* \*

**ADOPTED THIS 14<sup>th</sup> DAY OF MAY 2014, BY THE FOLLOWING VOTE TO WIT:**

**AYES: COMMISSIONERS**

**NOES: NONE**

**ABSENT: NONE**

**CERTIFICATION**

I, David E. Fey, Executive Officer of the Fresno Local Agency Formation, Commission (LAFCo), Fresno County, State of California, hereby certify that the foregoing resolution was adopted by the Commission at a noticed public hearing held on the 14<sup>th</sup> day of May, 2014.

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

# EXHIBIT 1

## ADOPTED FISCAL YEAR 2014-2015 BUDGET

### Total Services, Supplies and Capital Facilities - Appropriations

BUDGET ITEM	ADOPTED FY 2013-2014 BUDGET	ADOPTED FY 2014-2015 BUDGET	NOTES
7040 Telephone Charges	1,108	1,405	
7101 Liability Insurance	12,203	13,490	
7175 Property/Other Insurance	0	0	
7205 Maintenance-Equipment	676	700	
7250 Professional Memberships	6,466	6,563	
7265 Office Operations Expense	6,000	6,000	
7268 Postage	5,000	4,000	
7286 PeopleSoft Human Resources Charge	605	400	
7287 PeopleSoft Financials Charge	663	660	
7295 Professional & Special Services	423,983	384,849	
7296 Data Processing Services	16,652	19,221	
7325 Publication & Legal Notices	3,000	3,000	
7340 Office Leases	26,248	30,915	
7355 Postage Equipment Rental	382	260	
7412 Mileage	2,000	0	
7415 Commissioner Per Diem & Mileage	4,500	6,500	
NEW Special Hearing Expense	0	0	
7417 Trans & Travel - Comm & Adv Bds	6,000	8,000	
8300 Fixed Assets (Computers)	3,000	3,000	
8991 Contingencies	3,000	3,000	
<b>Total</b>	<b>\$521,486</b>	<b>\$491,963</b>	

TOTAL RECOMMENDED APPROPRIATIONS FOR 2013-2014

**EXHIBIT 2**  
**ADOPTED FISCAL YEAR 2014-2015 BUDGET**  
**Net Operating Cost and City/County Contribution Calculation**

	ADOPTED FY 2014-2015 BUDGET
Total Proposed Gross Expenses	491,963
<i>Preliminary City/County Contribution</i>	245,982
Projected 7/1/14 Fund Balance	156,353
Estimated FY 14-15 Fee Revenue (+)	30,000
Reduce Legal Reserve, move to Fund Balance (+)	10,000
Funds from Fund Balance to establish an Operational Reserve (-)	-100,000
Net Available Fund Balance to Reduce County/City Contribution	96,353
Contribution from Fund Balance	
Estimated Cities' Contribution	197,805
Estimated County Contribution	197,805

**EXHIBIT 3****ADOPTED FISCAL YEAR 2014-2015 BUDGET****ACCOUNT #7295 - PROFESSIONAL AND SPECIALIZED SERVICES**

General Administrative, Auditor-Controller, Professional and Specialized, Salaries/Benefits

BUDGET ITEM	ADOPTED FY 13-14 BUDGET	ADOPTED FY 14-15 BUDGET	NOTES
<b>GENERAL COUNTY</b>			
Personnel, Employee Relations	\$2,000	\$0	
General Accounting/Auditor Charges	\$3,000	\$3,000	
<b>SUB-TOTAL</b>	<b>\$5,000</b>	<b>\$3,000</b>	
<b>FINANCIAL SERVICES</b>			
Bi-Annual Audit	\$0	\$7,000	
Payroll Services	\$850	\$1,500	
Bookkeeping Service	\$6,000	\$3,000	
<b>SUB-TOTAL</b>	<b>\$6,850</b>	<b>\$11,500</b>	
<b>PROFESSIONAL &amp; SPECIALIZED SERVICES</b>			
Fresno Co. Assessor	\$4,500	\$4,500	
LAFCo Counsel	\$85,000	\$50,000	
Fresno Co. Elections	\$600	\$600	
Fresno Co. Health	\$1,760	\$1,760	
Special Counsel	\$6,000	\$2,000	
Executive Officer Compensation	\$130,083	\$131,198	
<b>SUB-TOTAL</b>	<b>\$227,943</b>	<b>\$190,058</b>	
<b>SALARIES AND BENEFITS</b>			
6100 - Regular Salaries	\$101,842	\$117,000	
6300 - Overtime	\$0	\$0	
6350 - Unemployment Insurance	\$618	\$1,692	
6400 - Retirement Contribution	\$57,337	\$8,775	
6500 - OASDI Contribution	\$7,792	\$9,000	
6550 - Workers Comp Contribution	\$235	\$1,440	
6600 - Health Insurance Contribution	\$15,820	\$16,580	EOs estimate of \$720 x 2
6650 - Life & Disability Insurance	\$292	\$584	
6670 - Benefit Administration	\$255	\$220	
<b>SUB-TOTAL</b>	<b>\$184,191</b>	<b>\$155,291</b>	
<b>EXTRA HELP &amp; VACATION PAYOUT</b>			
0000 - Sick Leave/Vacation Payout	\$0.00	\$15,000	
6200 - Extra Help	\$0.00	\$10,000	
<b>SUB-TOTAL</b>	<b>\$0.00</b>	<b>\$25,000</b>	
<b>GRAND TOTAL</b>	<b>\$423,984</b>	<b>\$384,849</b>	

\* Portion of County Support - Total Contribution of Salaries and Benefits

# EXHIBIT 4

## ADOPTED FISCAL YEAR 2014-2015 BUDGET Salaries and Benefits - County Employees

Account Number & Description	ADOPTED FY 13-14 BUDGET FOR TWO EMPLOYEES	ADOPTED FY 14-15 BUDGET-CLERK	NOTES
6100 - Regular Salaries	\$101,842	\$62,000	
6200 - Extra Help	\$0	\$0	
6300 - Overtime	\$0	\$0	
6350 - Unemployment Insurance	\$618	\$846	
6400 - Retirement Contribution	\$57,337	\$4,650	
6500 - OASDI Contribution	\$7,792	\$4,743	
6550 - Workers Comp Contribution	\$235	\$720	
6600 - Health Insurance Contribution	\$15,820	\$8,290	
6650 - Life & Disability Insurance	\$292	\$292	
6670 - Benefit Administration	\$255	\$110	
<b>Total Salaries and Benefits</b>	<b>\$184,191</b>	<b>\$81,651</b>	

Account Number & Description	ADOPTED FY 13-14 BUDGET	ADOPTED FY 14-15 BUDGET-ANALYST	
6100 - Regular Salaries	\$0	\$55,000	
6200 - Extra Help	\$0	\$0	
6300 - Overtime	\$0	\$0	
6350 - Unemployment Insurance	\$0	\$846	
6400 - Retirement Contribution	\$0	\$4,125	
6500 - OASDI Contribution	\$0	\$4,257	
6550 - Workers Comp Contribution	\$0	\$720	
6600 - Health Insurance Contribution	\$0	\$8,290	
6650 - Life & Disability Insurance	\$0	\$292	
6670 - Benefit Administration	\$0	\$110	
<b>Total Salaries and Benefits</b>	<b>\$0</b>	<b>\$73,640</b>	

## EXHIBIT 5

### ADOPTED FISCAL YEAR 2014-2015 BUDGET Salaries and Benefits - Executive Officer

<b>Account Number &amp; Description</b>	<b>ADOPTED 13-14 BUDGET</b>	<b>ADOPTED FY 14-15 BUDGET</b>	<b>NOTES</b>
Salary	100,000	100,000	
Car Allowance (\$400/month)	4,800	6,000	\$500/mo
Worker's Comp (Quote from insurance company)	720	720	
6350 - Unemployment Insurance	846	846	
6400 - Retirement	7,500	7,500	
6500 - OASDI Contribution	8,017	7,300	
6600 - Health Insurance	7,908	8,430	
6650 - Life & Disability	292	292	
6670 - Benefit Administration		110	
<b>Total Salaries and Benefits</b>	<b>130,083</b>	<b>\$131,198</b>	

OASDI rate of .062 + Medicare rate of .0145 times gross salary

**DRAFT 2014-15 LAFCO WORK PLAN****Introduction**

Fresno LAFCo's Financial and Accounting Procedures specify that before July 1st, the LAFCo Executive Officer shall prepare for the Commission's review and approval an annual work plan. The work plan is prepared in conjunction with the law and annual budget. The work plan identifies the purposes and plans of State Law and local policy, including requirements for service reviews, sphere of influence updates, and other mandated functions.

This work plan reflects the Fresno LAFCo's policies and procedures and the current and emergent needs of the local agencies in Fresno County. The work plan is composed of projects to be undertaken directly by LAFCo staff during the year.

The work plan is developed to advance the state's interests, the Commission's issues and goals,

I. The scope of the work plan is developed to be consistent with the legislature's findings and declarations:

- It is the policy of the state to encourage orderly growth and development which are essential to the social, fiscal, and economic well-being of the state.
- The logical formation and determination of local agency boundaries is an important factor in promoting orderly development and in balancing that development with sometimes competing state interests of discouraging urban sprawl, preserving open-space and prime agricultural lands, and efficiently extending government services.
- Providing housing for persons and families of all incomes is an important factor in promoting orderly development.
- This policy should be effected by the logical formation and modification of the boundaries of local agencies, with a preference granted to accommodating additional growth within, or through the expansion of, the boundaries of those local agencies which can best accommodate and provide necessary governmental services and housing for persons and families of all incomes in the most efficient manner feasible.
- The Legislature also finds that, whether governmental services are proposed to be provided by a single-purpose agency, several agencies, or a multipurpose agency, responsibility should be given to the agency or agencies that can best provide government services.

II. The projects are identified to address important issues identified by the Commission in its initial Policies, Standards, and Procedures Document, adopted in 1986 or as revised:

Fresno LAFCo identified the following list of problems and needs locally, which pertain to the Commission's responsibilities, and developed policies, standards, and procedures in this document in order to help resolve the problems and meet needs within the Commission's jurisdiction:



1. Proliferation of overlapping and competing local agencies
2. Need for more cooperation/coordination among local agencies
3. Inadequate level or range of services in county/community
4. Inadequate revenue base or adverse fiscal impacts for local agencies
5. Illogical, gerrymandered agency boundaries, islands, surrounded areas
6. Illogical agency service areas
7. Conflicts between urban and rural/agricultural land uses
8. Premature proposals and lack of development proposals
9. Phasing of agency expansion/growth
10. Determining environmental effects of proposals
11. Determining consistency with city or county general plans
12. Urban sprawl and leap frog urban development
13. Guiding urban growth away from prime agricultural lands
14. Defining agricultural lands and open space lands
15. Opposition of proposals by residents and popularity of proposals by landowners/developers
16. Provision of adequate noticing of LAFCO hearing and conducting authority hearing

III. The work plan is refined to conform with Commission goals:

1. Encouraging Orderly Formation and Development of Agencies  
(Government Code Section 56301)
2. Encouraging Consistency with Spheres of Influence and Recommended Reorganization Of Agencies: (Government Code Section 56425)
  - a. 102-04 Transition Agreements
3. Encouraging Orderly Urban Development and Preservation of Open Space Patterns: (Government Code Section 56300)
4. Encouraging Conservation of Prime Agricultural Lands and Open Space Areas: (Government Code Section 56377)
5. Providing Public Access to the Commission via the Internet
6. LAFCo Disadvantaged Communities Policy

### **2014 Work Plan Projects**

#### **Project: Commission Workshops**

Issues Addressed: 3, 4, 9

Compatible with Goals: 1, 3, 6

This project consists of a series of working sessions with the Commission and local agencies that are educational in nature and may ultimately contribute to policy or procedural action by the Commission. Local agencies, interested parties and other stakeholders will be invited to participate in the discussion; topics will be focused on a specifically-defined topics for discussion.

#### *Commission Workshop 1:*

This workshop is designed to discuss and develop the Commission's role in Fresno County. It will start with a summary of the Commission's long-held issues and goals and will end with affirmation or amendment to these benchmarks. During the workshop, there will be discussion of CKH's procedures for annexations, detachments,

and changes of organization (consolidate, dissolution, etc.) as well as the logistics and statutory requirements for each option. Workshop will include a discussion of a range of policy options to determine if the Commission should initiate a change of organization as either an independent action or at the request of a third party, or support an application by a local agency.

*Local Agency Workshop 1: City Annexation Soup to Nuts: The role of LAFCo, Spheres of influence, Reorganizations, MSRs, and the Annexation Process*

Based in input from the first Commission workshop, this workshop will acquaint cities, consultants, and the development community with information they need to know about LAFCo and the annexation application process. The workshop will describe the application process, critical timelines, the public hearing and conducting authority process. We will also walk through the sphere of influence update process to put it in proper perspective, and describe the function of Municipal Service Reviews.

*Commission Workshop 2: Special District Status, Support and Organizational Options.*

Workshop on status of special districts, their current challenges and options available to the Commission and districts to address these options; management, financial, and technological/operational support by Commission or other agencies. Other agencies invited to participate will include the California Department of Public Health, County Resources staff, and the Fresno County Elections Department.

*Local Agency Workshop 2: Special District Support*

Based in input from the second Commission workshop, staff will hold a workshop to address the needs of special districts. The scope of this workshop is under development but is intended to provide information and support for special districts. Given the variety of special districts in the County and each district's need for support, staff will likely tailor this workshop to the districts that would benefit most from supporting information and resources.

**Project: Disadvantaged Unincorporated Community Implementation Process**

Issues Addressed: 2, 3, 7, 8, 9, 11, 15, 16

Compatible with Goals: 1, 3, 6

This project focuses on creating an active and updatable database of Disadvantaged Unincorporated Communities in Fresno County, and creation of an administrative process to implement the Commission's DUC policy.

**Project: Fire Transition Policy Review and Assessment**

Issues Addressed: 2, 8, 9

Compatible with Goals: 1, 3

A Fire Transition Policy has been in place in one form or another since the late 1970s. It was substantially revised recently to address implementation issues raised by cities. This project would review the implementation of the amended policy and outreach to local agencies to evaluate the state of fire departments, their mutual support capacities, explore options to address service transition and seek to build consensus of the policy's efficacy among local agencies.

**Project: Develop a Model Annexation Process**

Issues addressed: 2, 3, 5, 6, 7, 8, 9, 11, 12, and 15

Goals Addressed: 1,3

The Commission has considered peninsula policies, transition of service; expiration of transition agreements, etc. Each of these issues is linked to a city's unique growth, development, and service characteristics. The variation between cities' development and annexation practices contributes to an administrative burden that can be resolved by 'translating' a city's practice with a standardized list of criteria to address the Commission's statutory and policy requirements.

**Project: Revive Agricultural Preservation Policies**

Issues addressed: 1, 2, 3, 6, 7, 9, 10, 12, 13, 14

Goals Addressed: 1, 2, 3, 4

Preserving open-space and prime agricultural lands is of paramount importance to the Commission. There have been a number of other agencies in the County that have been involved in drafting policies and procedures to protect agricultural resources. LAFCo's statutory foundation puts it in a position to develop policies that permit it to influence orderly growth without being involved in actual land uses.

This project will evaluate the effectiveness of past LAFCo policy efforts, efforts of other agencies in Fresno County, and provide recommendations on an appropriate level of commission policy, whether project-by-project or on a sphere of influence basis.

**Project: LAFCo Policies and Procedures**

Issues Addressed: 2, 3, 7, 8, 11, 12, 13, 14, 15, 16

Compatible with Goals: 1-5

This project would review in depth the current Policies and Procedures manual, clarify and update the process and policy language, and bring the manual into full conformance with the revised Local Government Act of 2000. This project will also strive to make the document more easily understandable by the public.

**Project: LAFCo Subcommittees**

Issues Addressed: 1-16

Compatible with Goals: 1-5

This project shall explore the benefits of establishing standing committees composed of members and alternate members to address specific administrative, policy, budgetary issues and develop recommendations in conjunction with the Executive Officer. Modeled after the practice of the Fresno Metropolitan Flood Control District, standing committee meetings shall be held pursuant to the applicable statutory notice requirements.