

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

**“MINUTES”**

**LAFCo MEETING – APRIL 9, 2014**

**Call to Order:** Chairman Silva called the meeting to order at 10:00 a.m.

**Members Present:** Commissioners Phil Larson, Armando Lopez, Michael Lopez, Henry Perea, and Robert Silva

**Staff Present:** David E. Fey, AICP, LAFCo Executive Officer  
Ken Price, LAFCo Counsel  
Candie Fleming, Commission Clerk

**1. Call to Order and Roll Call**

Chairman Silva called the meeting to order at 10:00 am.

**2. Pledge of Allegiance**

Chairman Silva led the Pledge of Allegiance.

**3. Comments from the Public**

There were no comments from the public.

**4. Potential Conflicts of Interest**

There were no conflicts reported.

**CONSENT AGENDA**

**5. Minutes from the Regular LAFCo Meeting of March 12, 2014**

A motion was made by Commissioner A. Lopez to approve the minutes for the March 12, 2014 meeting. The motion was seconded by Commissioner Perea and was unanimously approved.

## **PUBLIC HEARING**

### **6. 2014-15 Proposed Budget and Work Plan**

Executive Officer Fey presented staff's report. Chairman Silva asked about the extra-help line item. Fey explained that it could include a summer intern or as a contingency for administrative or bookkeeping assistance that hadn't been accounted for. Chairman Silva asked about the special meeting line item. Fey replied that staff intends to present a policy that would establish the criteria for approving a special meeting request and the possibility of a fee to recover the costs associated with special meetings.

Commissioner Larson asked about employee benefits and the current retirement benefit of the contracted County employees. Fey responded that he has an employment contract with the Commission but the other two LAFCo employees are County employees contracted to LAFCo and receive County benefits, including retirement. Fey explained that new LAFCo employees would not receive County benefits and a benefits package would need to be established for those employees. Commissioner Perea asked if the benefits package was being approved at this hearing or if it was to provide direction to bring something back. Fey answered that it was just to provide direction to establish a benefits package for approval at a later date.

Commissioner Perea asked about the line item for retirement and sick leave payout. Fey replied that one of LAFCo's contract County employees is retiring and that it is the County's practice for each department to fund a retiring employee's vacation buyout. Fey is reviewing the Professional Service Agreement to determine LAFCo's contractual responsibilities in this matter.

A motion was made by Commissioner Larson to approve the 2014-15 proposed budget and work plan with final action to be taken at the May 14, 2014 hearing. The motion was seconded by Commissioner A. Lopez and was unanimously approved.

## **OTHER MATTERS**

### **7. Executive Officer Comments/Reports**

Executive Officer Fey reported that the Commissioners were provided with a flyer for AB 1234 training. LAFCo Counsel Price clarified that AB 1234 training is required every two years and it could be done in the classroom or online.

Fey also commented that there was no financial statement due to a scheduling conflict but would be mailed after the bookkeeper prepares the statements on April 16<sup>th</sup>. Fey informed the Commission that Commissioner A. Lopez' term would expire in May and that the City Selection Committee would be appointing someone at its April 24<sup>th</sup> meeting and that Commissioner A. Lopez has been nominated for another term.

**8. Commission Member Comments/Reports**

Commissioner Larson asked about the Holland Almond Hauler and the Horizon Pistachio Processing Plant projects that were being developed in the County and if LAFCo was involved in any way. Fey responded that if it's not a district formation, LAFCo doesn't have any jurisdiction. Commissioner Larson asked about updating the flood zones since the maps that are used are old and the insurance is very expensive. Counsel Price responded that FEMA is responsible for updating the flood zones.

**CLOSED SESSION**

- 9. 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)***

LAFCo Counsel Price reported that no reportable action was taken in Closed Session.

Commissioner Perea made a motion to adjourn the meeting and Commissioner Larson seconded the motion. The motion was unanimously approved and the meeting adjourned at 10:36 am.

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