

AGENDA

FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)

November 4, 2015 - 1:30 p.m.

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

COMMISSION MEMBERS

Robert Silva, Chairman
Brian Pacheco, Chairman Pro Tem
Daniel Parra
Henry Perea
Mario Santoyo

ALTERNATE MEMBERS

Michael Lopez
Buddy Mendes
Vacant

LAFCo STAFF

David E. Fey, AICP, Executive Officer
Candie Fleming, Clerk to the Commission
George Uc, LAFCo Analyst
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

3. **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.

4. **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.

CONSENT AGENDA: Consider Approval of Items A-C.

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.

5. Consider Approval of Items A Through C

- A. Consider Approval of the Minutes from the regular LAFCo Meeting of October 14, 2015 meeting.
- B. Malaga County Water District “Fowler Packing Annexation.” A request to annex 26.85 acres to the Malaga County Water District for the territory located on the east side of Chestnut Avenue, south of Malaga Avenue, and north of American Avenue (**LAFCo File No. AD-15-1**).
 - 1. Take action as Responsible Agency that CEQA documents submitted by the Lead Agency are legally adequate pursuant to CEQA Guidelines.
 - 2. Take various actions identified in the staff report to approve the proposed annexation.

- C. Malaga County Water District “Malaga Industrial Park Annexation.” A request to annex 4.78 acres to the Malaga County Water District for the territory located on the south side of Malaga Avenue, west of Chestnut Avenue (**LAFCo File No. AD-15-2**).
1. Take action as Responsible Agency that CEQA documents submitted by the Lead Agency are legally adequate pursuant to CEQA Guidelines.
 2. Take various actions identified in the staff report to approve the proposed annexation.

Recommendation: Approve and take actions per staff’s recommendation.

PUBLIC HEARING

6. **Workshop:** Municipal Service Review and Sphere of Influence update prepared for the City of Fresno (Continued from September 9, 2015.)

Recommendation: Conduct workshop then continue hearing to December 9, 2015 and take action per staff’s recommendation.

7. **Annual Report on the Municipal Service Review Policy**

Recommendation: Receive report and provide direction as necessary.

OTHER MATTERS

8. **Executive Officer Comments/Reports**

9. **Commission Member Comments/Reports**

ADJOURNMENT

THE NEXT LAFCO MEETING will be held on December 9, 2015, 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**.