



Local Agency Formation Commission
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**ACTION MINUTES OF REGULAR MEETING
OF THE
LOCAL AGENCY FORMATION COMMISSION
MERCED, CALIFORNIA**

May 22, 2003

Chairman Cortez-Keene called the meeting to order at 2:00 p.m. in the Board Chambers on the Third Floor of the Merced County Administration Building.

I. ROLL CALL

Commissioners Present: Commissioner Cortez-Keene
Commissioner Amabile
Commissioner O'Banion
Commissioner Ingram
Commissioner Hunter (came in during Item IV.A.)

Staff Present: Bill Nicholson, Executive Officer
John LeVan, Staff Planner
Victoria Lane, Recording Secretary

Counsel Present: Ruben Castillo, LAFCO Counsel

II. APPROVAL OF MINUTES

MOTION: M/S O'BANION - AMABILE, AND CARRIED BY 4-0 VOTE, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF APRIL 24, 2003.

III. CITIZEN COMMUNICATION

None.

IV. GENERAL BUSINESS

A. Out-of-Boundary Service Application – City of Merced/University of California at Merced
Phase I
LAFCO File No. 03-02

Although this is a general business item and a public hearing is not required, Chairman Cortez-Keene permitted the public to speak on this item.

The following people spoke: Steve Burke, POW (Protect Our Water); Jack Lesch, City of Merced Planner; Bill Cahill, Assistant City Manager of Merced; Lindsay

Desrochers, UC Merced; Bryant Owens, citizen; and Bill Spriggs, Merced City Council Member.

MOTION: M/S O'BANION/AMABILE, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE INITIAL STUDY #02-38 PREPARED BY THE CITY OF MERCED AS LEAD AGENCY AND ADOPTS THE MITIGATION MEASURE UNDER SECTION IV A. (2A) OF THE EXECUTIVE OFFICER'S REPORT, ACCEPTS THE APPLICATION DETERMINATIONS AND ACTIONS UNDER SECTION IV B. 1-4 OF THE EXECUTIVE OFFICER'S REPORT, AND DIRECTS THE EXECUTIVE OFFICER TO SUBMIT A LETTER TO THE CITY OF MERCED INDICATING THE COMMISSION'S APPROVAL OF THE OUT OF BOUNDARY WATER AND SEWER SERVICE EXTENSION TO PHASE I OF THE UNIVERSITY OF CALIFORNIA MERCED CAMPUS.

V. PUBLIC HEARINGS

- A. Coehlo II Reorganization Involving the CCID
LAFCO File No. 0591

The public hearing was opened at 2:55 p.m.

No one spoke.

The public hearing was closed at 2:55 p.m.

MOTION: M/S O'BANION – AMABILE, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION APPROVES THE COEHLO II REORGANIZATION INVOLVING THE CCID, LAFCO FILE NO. 0591, BASED UPON DETERMINATIONS 1-9 UNDER SECTION III B. OF THE EXECUTIVE OFFICER'S REPORT, INCLUDING THE SIX CONDITIONS OF APPROVAL UNDER SECTION III C. (4), CERTIFIES THAT THEY HAVE REVIEWED AND CONSIDERED THE COEHLO NEGATIVE DECLARATION PREPARED BY THE CCID AS LEAD AGENCY, AND ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "COEHLO II REORGANIZATION INVOLVING THE CCID."

- B. Sphere of Influence Revision No. 10 to the Hilmar County Water District
LAFCO File No. 1003F
- C. Annexation No. 2003-1 to the Hilmar County Water District
LAFCO File No. 0592

Items B and C were presented together.

The public hearing was opened at 3:02 p.m.

No one spoke.

The public hearing was closed at 3:02 p.m.

MOTION: M/S AMABILE/INGRAM, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION APPROVES THE SPHERE OF INFLUENCE REVISION NO. 10 TO THE HILMAR COUNTY WATER DISTRICT, LAFCO FILE NO. 1003F AND THE ANNEXATION NO. 2003-1 TO THE HILMAR COUNTY WATER DISTRICT, LAFCO FILE NO. 0592, BASED UPON THE SPHERE OF INFLUENCE REVISION DETERMINATIONS 1-3 UNDER SECTION III B. AND ANNEXATION DETERMINATIONS 1-8 UNDER SECTION III C. OF THE EXECUTIVE OFFICER'S

REPORT AND INCLUDING ONE CONDITION OF APPROVAL STIPULATING THAT THE APPLICANT SHALL ENTER INTO THE STANDARD INDEMNIFICATION AGREEMENT WITH LAFCO, RE-AFFIRMS THE PREVIOUS NEGATIVE DECLARATION WITH THE INCLUSION OF ONE MITIGATION MEASURE UNDER SECTION III A. (2) OF THE EXECUTIVE OFFICER'S REPORT, AND ASSIGNS THE PROJECT THE FOLLOWING SHORT FORM DESIGNATION: "ANNEXATION NO. 2003-1 TO THE HILMAR COUNTY WATER DISTRICT."

D. Adoption of Final Budget for Fiscal Year 2003/2004

The public hearing was opened at 3:15 p.m.

No one spoke.

The public hearing was closed at 3:15 p.m.

MOTION: M/S O'BANION/AMABILE, AND CARRIED BY A UNANIMOUS VOTE, THE COMMISSION APPROVES THE FINAL FISCAL YEAR 2003/2004 LAFCO BUDGET AND DIRECTS THE EXECUTIVE OFFICER TO NOTIFY THE CITIES AND COUNTY OF THEIR FORMAL FUNDING REQUIREMENTS.

VI. ADJOURNMENT

There being no further business, Chairman Cortez-Keene adjourned the meeting at 3:15 p.m.

NOTE: The LAFCO meeting was recorded and a tape is available to the public at the Merced LAFCO Office. Copies of the tape may also be purchased.