



Local Agency Formation Commission  
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**MINUTES FOR REGULAR MEETING OF  
JANUARY 25, 2007  
LOCAL AGENCY FORMATION COMMISSION  
MERCED COUNTY, CALIFORNIA**

Chairman Ingram called the meeting to order at 10:02 a.m. in the Board Chambers on the third floor of the Merced County Administration Building.

**I. CALL MEETING TO ORDER**

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL**

**Commissioners Present:** Commissioner Nelson  
Commissioner Bertao  
Commissioner Kelsey  
Commissioner Ingram  
Commissioner O'Banion  
Commissioner Oliveira  
Commissioner Gabriault-Acosta

**Staff Present:** Bill Nicholson, Executive Officer  
Gene Barrera, LAFCO Staff Planner  
Celeste Aguirre, Recording Secretary

**Counsel Present:** Malathy Subramanian, LAFCo Legal Counsel

**IV. APPROVAL OF MINUTES**

**MOTION: M/S KELSEY / BERTAIO, AND CARRIED BY A VOTE OF 5-0, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF DECEMBER 7, 2006.**

**V. CITIZEN COMMUNICATION**

NONE

**VI. PUBLIC HEARINGS**

NONE

**VII. GENERAL BUSINESS**

- A. MOTION: M/S KELSEY / BERTAO, AND CARRIED BY A VOTE OF 5-0, THE COMMISSION APPROVES THE OUT OF BOUNDARY SERVICE APPLICATION INVOLVING GUSTINE UNIFIED SCHOOL DISTRICT – LAFCO FILE NO. 07-01. 1. MAKE THE FOUR DETERMINATIONS. 2. THE EXECUTIVE OFFICER IS TO SUBMIT A LETTER TO THE CITY OF GUSTINE INDICATING THE COMMISSION’S APPROVAL OF THE OUT OF BOUNDARY WATER AND SEWER SERVICE EXTENSION TO THE GUSTINE UNIFIED SCHOOL DISTRICT’S NEW MIDDLE SCHOOL. THIS APPROVAL IS CONDITIONAL UPON THE GUSTINE UNIFIED SCHOOL DISTRICT OBTAINING AN ENCROACHMENT PERMIT FROM THE COUNTY FOR ANY WORK PROPOSED TO OCCUR WITHIN THE ROAD RIGHT-OF-WAY AS PER COUNTY PUBLIC WORKS STANDARDS, OR FROM THE CITY FOR WORK WITHIN THE CITY ROAD RIGHT-OF-WAY. 3. LAFCO STAFF WAS DIRECTED TO SUBMIT A LETTER TO SUGGEST THAT SIDEWALKS ARE PUT IN.
- B. CITY OF ATWATER, SCOTT MCBRIDE, WAS PRESENT AT THE MEETING. CATHRYN GEESE, CONSULTING ENGINEER FOR THE CITY OF ATWATER, GAVE PRESENTATION STATUS REPORT FROM THE CITY OF ATWATER REGARDING SEWER CAPACITY AND RELATED INFRASTRUCTURE. COMMISSIONERS ACCEPTED THE REPORT, AND HELD A BRIEF DISCUSSION WITH CITY STAFF AND THE CONSULTANT.
- C. MOTION: M/S O’BANION / OLIVEIRA, AND CARRIED BY A VOTE OF 5-0, THE COMMISSION APPROVES THE BUDGET TRANSFER FROM CONTINGENCIES - PROFESSIONAL AND SPECIAL SERVICES - LEGAL SERVICES ACCOUNT.

VIII. COMMISSIONERS’ COMMENTS

AS A CONTINUED DISCUSSION FROM, ITEM VII C, THE COMMISSION REQUESTED STAFF TO LOOK INTO INCREASING THE ANNEXATION PROCESSING FEES.

IX. ADJOURNMENT

THERE BEING NO FURTHER BUSINESS, CHAIRMAN INGRAM ADJOURNED THE MEETING AT 11:02 P.M.