



Local Agency Formation Commission
2222 M Street
Merced, CA 95340
Phone (209) 385-7671 / Fax (209) 726-1710
www.lafcomerced.org

**MINUTES FOR REGULAR MEETING OF
APRIL 26, 2007
LOCAL AGENCY FORMATION COMMISSION
MERCED COUNTY, CALIFORNIA**

Vice Chairman Bertao called the meeting to order at 10:00 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 Oliveira
Commissioner Gabriault-Acosta

Staff Present: Bill Nicholson, Executive Officer
David Gilbert, LAFCO Staff Planner
Celeste Aguirre, Recording Secretary

Counsel Present: Malathy Subramanian, LAFCO Counsel

IV. APPROVAL OF MINUTES

MOTION: M/S GABRIULT-ACOSTA / OLIVEIRA, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF JANUARY 25, 2007.

V. CITIZEN COMMUNICATION

NONE

VI. PUBLIC HEARINGS

A. MOTION: M/S GABRIULT / ACOSTA, AND CARRIED BY A UNANIMOUS VOTE OF 4-0, THE COMMISSION APPROVED LAFCO FILE NO. 0636 ENTITLED COFFEE STREET ANNEXATION TO THE CITY OF MERCED. 1) FIND THE COMMISSION HAS REVIEWED AND CONSIDERED THE COFFEE STREET ANNEXATION EXPANDED INITIAL STUDY #04-80 AND MITIGATED NEGATIVE DECLARATION PREPARED BY THE CITY OF MERCED AS LEAD AGENCY

FOR THE ANNEXATION; 2) IN THE COMMISSION'S ROLE AS A "RESPONSIBLE AGENCY" UNDER CEQA, THE COMMISSION ADOPTS THE MITIGATION MEASURES LISTED ON PAGE 6 TO ADDRESS IMPACTS UNDER LAFCO'S AUTHORITY; 3) IN RECOGNITION OF THE PROJECT'S SIGNIFICANT UNAVOIDABLE IMPACT TO PRIME AGRICULTURAL LAND, THE COMMISSION ADOPTS A "STATEMENT OF OVERRIDING CONSIDERATIONS" CONSISTENT WITH THE CITY'S FINDINGS ADOPTED IN 1997 BY CITY COUNCIL RESOLUTION #97-22, 4) MAKE THE EIGHT DETERMINATIONS LISTED ON PAGES 6 AND 7; 5) ASSIGN THE PROPOSED ANNEXATION THE SHORT FORM DESIGNATION: "COFFEE STREET ANNEXATION TO THE CITY OF MERCED", 6) IN ACCORDANCE WITH THE CORTESE/KNOX/HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000, THE COMMISSION APPROVES THE PROPOSED ANNEXATION AS DESCRIBED IN DOCUMENTS A AND B AND AUTHORIZES LAFCO STAFF TO COMPLETE THE PROCEEDINGS FOR THE ANNEXATION SUBJECT TO A PROTEST HEARING.

- B. MOTION: M/S NELSON / OLIVEIRA, AND CARRIED BY A UNANIMOUS VOTE OF 4-0, THE COMMISSION ADOPTS THE PRELIMINARY BUDGET FOR THE 2007/2008 FISCAL YEAR.

VII. GENERAL BUSINESS

- A. MOTION: M/S GABRIALT-ACOSTA / NELSON, AND CARRIED BY A UNANIMOUS VOTE OF 4-0, THE COMMISSION APPROVED THE CONTRACT WITH ECONOMIC AND PLANNING SYSTEM (EPS) FOR PREPARATION OF MUNICIPAL SERVICE REVIEWS FOR AGRICULTURAL IRRIGATION AND RESOURCE CONSERVATION DISTRICTS.

VIII. COMMISSIONERS' COMMENTS

IX. ADJOURNMENT

There being no further business, Chairman Ingram adjourned the meeting at 10:55 a.m.