



Local Agency Formation Commission
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**MINUTES FOR REGULAR MEETING OF
OCTOBER 21, 2015**

**LOCAL AGENCY FORMATION COMMISSION
MERCED COUNTY, CALIFORNIA**

Chairman Silveira called the meeting to order at 10:30 a.m. in the Board Chambers, 3rd Floor of the Merced County Administration Building.

I. CALL MEETING TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Commissioners Present: Commissioner Silveira (Chairman)
Commissioner Bertao
Commissioner Price
Commissioner McDaniel (Voting)
Commissioner Espinosa (Alternate)(Non-Voting)

Staff Present: Bill Nicholson, Executive Officer
Brian Guerrero, LAFCo Staff Planner
Ana Muniz-Laguna, Acting Recording Secretary

Counsel Present: None

IV. APPROVAL OF MINUTES

MOTION: M/S MCDANIEL - BERTAIO, AND CARRIED BY A VOTE OF 4 - 0, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF AUGUST 19, 2015.

V. CITIZEN COMMUNICATION

None

VI. PUBLIC HEARINGS

None

VII. GENERAL BUSINESS

- A. **6th Extension for Reorganization involving the Santa Nella County Water District and San Luis Water District – LAFCO File No. 0642** – To request a sixth two-year extension of a proposal involving the detachment of 5,864 acres from the San Luis Water District and the annexation of 910 acres into the Santa Nella County Water District generally located in a four mile radius of the Interstate 5, State Route 33 interchange in the Community of Santa Nella.

MOTION: BERTAO – PRICE, AND CARRIED BY A VOTE OF 4 – 0, THE COMMISSION APPROVED THE 6TH EXTENSION FOR REORGANIZATION INVOLVING THE SANTA NELLA COUNTY WATER DISTRICT AND SAN LUIS WATER DISTRICT FOR TWO YEARS, WITH NO TERMINATION DATE SUCH THAT ANOTHER EXTENSION CAN BE CONSIDERED IN TWO YEARS IF ITS NOT COMPLETED AND SUBJECT TO ONE ADDITIONAL CONDITION OF APPROVAL TO READ: 5. THE SANTA NELLA COUNTY WATER DISTRICT SHALL CONFER WITH THE SAN LUIS WATER DISTRICT TO DISCUSS SUBMITTAL OF A MODIFICATION REQUEST TO LAFCO TO REMOVE THE 23 ACRE FORMER PROPOSED SEWER PLANT SITE LOCATED ON THE EAST SIDE OF INTERSTATE 5 FROM THE REORGANIZATION PRIOR TO RECORDATION OF THE CERTIFICATE OF COMPLETION.

VIII. EXECUTIVE OFFICER COMMISSIONERS' COMMENTS

- A. Upcoming Applications
- 1) The next LAFCO meeting will be December 9th at 10:30 a.m.
 - 2) The Reorganization involving the Merquin and Winton Cemetery Districts is finally getting resolved and will come to the Commission soon – involving a MSR update, a sphere of influence amendment and the reorganization involving the transfer of territory between the two districts.
 - 3) Staff has been commenting on the Presidential Estates East Annexation to Los Banos, primarily the environmental (CEQA) process and relationship with CCID – correspondence sent to the City is attached to today's agenda packet.
 - 4) An Environmental Impact Report (EIR) is due soon for an annexation to the City of Gustine but it will take a while to get to the Commission sometime early next year.
 - 5) We are also expecting an EIR soon for the Ferrari Ranch Annexation to the City of Atwater.
- B. Summary of the CALAFCO Conference in Sacramento and Update on New Legislation Affecting LAFCOs

Chairman Silveira & Commissioner Bertao attended the conference along with Executive Officer Bill Nicholson. Key point made by Chairman Silveira was that the State keeps passing laws that target LAFCO to implement at the local level. But regionally and locally, LAFCOs see things differently so there is not a consistent approach statewide. Commissioner Bertao indicated this is one reason CALAFCO went to a regional membership structure several years ago. The next annual conference will be held in Santa Barbara from October 26 to 28th.

IX. CORRESPONDENCE

Chairman Silveira mentioned the review and approval of the two attached emergency out of boundary service requests for water due to failing wells. The approval coordinated between the Executive Officer and him as Chairman includes a packet containing documentation for the City, the Environmental Health letter and LAFCO approval notice. There is a requirement that the property owner waive the right to protest future annexation of their property into the City or district in return for the water service.

X. ADJOURNMENT

There being no further business, Chairman Silveira adjourned the meeting at 11:43 a.m.