
**SAN JOAQUIN
LOCAL AGENCY FORMATION COMMISSION**

AGENDA ITEM #1

LAFCo

509 W. WEBER AVENUE SUITE 420 □ STOCKTON, CA 95203

CHAIR

STEVEN NILSSEN
PUBLIC MEMBER

SUMMARY MINUTES

MEMBERS

JOHN W. HARRIS
MANTECA CITY COUNCIL

LARRY RUHSTALLER
COUNTY BOARD OF
SUPERVISORS

VICE CHAIR
KRISTY SAYLES
LATHROP CITY COUNCIL

KEN VOGEL
COUNTY BOARD
OF SUPERVISORS

LOCAL AGENCY FORMATION COMMISSION
OF SAN JOAQUIN COUNTY

October 16, 2009

BOARD OF SUPERVISORS CHAMBERS
44 N. SAN JOAQUIN STREET, 6th FLOOR
STOCKTON, CALIFORNIA

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ALTERNATE MEMBERS

STEVE BESTOLARIDES
COUNTY BOARD
OF SUPERVISORS

PATRICK STOCKAR
PUBLIC MEMBER

CHUCK WINN
RIPON CITY COUNCIL

EXECUTIVE OFFICER

JAMES E. GLASER

COUNSEL

MICHAEL F. McGREW

ANALYST

ELIZABETH CONTRERAS

COMMISSION CLERK

LINDA LUND

Chairman Nilssen called the meeting to order at 10:00 A.M.

MEMBERS PRESENT: Commissioners John W. Harris, Larry
Ruhstaller, Ken Vogel, and Steve Nilssen

MEMBERS ABSENT: Commissioner Kristy Sayles

ALTERNATE MEMBERS
PRESENT: Commissioners Steve Bestolarides, Patrick
Stockar and Chuck Winn

ALTERNATE MEMBERS
ABSENT: None

OTHERS PRESENT: James Glaser, Executive Officer; Michael
McGrew, Legal Counsel; Elizabeth
Contreras, LAFCo Analyst and Linda Lund,
Commission Clerk

CONSENT ITEMS: Minutes of the September 16, 2009 regular
meeting were approved upon the by motion
from Commissioner Ruhstaller with a
second by Commissioner Vogel.

Three Requests for Out-of-Agency Service for 3519 Sierra Madre Avenue, 2527 E. Marie Way and 3006 South Harris, in Stockton were approved upon the motion from Commissioner Ruhstaller with a second by Commissioner Vogel.

MATTERS SET FOR PUBLIC HEARING

3. FINAL MUNICIPAL SERVICE REVIEW AND SPHERE OF INFLUENCE UPDATE FOR THE CITY OF LATHROP

The final municipal service review examines the cost, adequacy, availability and quality of sewer services provide by the City of Lathrop. The SOI Update consists of the District's sphere plan and sphere boundary.

Mr. Glaser presented the staff report along with a brief presentation. He began by presenting background and approval requirements for conducting Municipal Service Reviews (MSR) and Spheres of Influence (SOI). He further gave specifics on the findings for the City of Lathrop MSR and SOI. He concluded by recommending adoption of a resolution of approval for the City of Lathrop MSR and Determinations and a second resolution approving the City's Sphere of Influence Update and Determinations.

Chairman Nilssen opened the public hearing.

Charlie Mullins from the City of Lathrop came forward to ask the Commission's approval of the City's MSR and SOI as presented.

No one else came forward. Chairman Nilssen closed the public hearing.

A motion was made by Commissioner Harris with a second by Commissioner Ruhstaller to approve the City of Lathrop MSR and SOI and determinations. The motion passed by the following roll call vote:

YES: Commissioners Harris, Ruhstaller, Vogel, Winn and Nilssen

NOES: None

ABSENT: Commissioner Sayles

SPECIAL MATTERS

4. DRAFT AMENDMENT TO THE COMMISSION ANNEXATION POLICIES AND PROCEDURES (INCLUDING REORGANIZATION)

Information on a proposed amendment to the Annexation Policy and Procedure was presented.

Mr. Glaser said due to recent amendments to State Law there is a need to amend the Commission's Policies and Procedures relating to applications to establish new or different functions of classes of service. Mr. Glaser gave details of the new bill AB 2484 and how it impacts LAFCO. He concluded by recommending this Commission approve the proposed amendment which incorporates the new procedures which meet the new State Law requirements.

Clifford Gleisher from Pacific Gas & Electric Company (PG&E) came forward to thank LAFCO staff for changing the procedures. He also said that when the next South San Joaquin Irrigation District application comes before this Commission, PG&E may not be in agreement with the application.

A motion was made by Commissioner Winn with a second by Commissioner Ruhstaller to approve the proposed amendment. The motion passed by the following roll call vote:

YES: Commissioners Harris, Ruhstaller, Vogel, Winn, Bestolarides, Stockar and Nilssen

NOES: None

ABSENT: Commissioner Sayles

5. OUT-OF-AGENCY SERVICE REQUEST

Request from the City of Stockton to extend sanitary sewer and domestic water service outside City boundary under Government Code Section 56133 to residential property located at 1201 W. Lincoln Road.

Mr. Glaser announced that the City of Stockton asked this item be removed from the agenda. No action was taken by the Commission.

6. PUBLIC COMMENTS

No one came forward.

7. EXECUTIVE OFFICER COMMENTS:

Mr. Glaser said there is a change in delegates attending the annual CALAFCO Conference later this month. Commissioner Bestolarides will not be able to attend; Commissioner Stockar will now be attending. He said that Commissioner Bestolarides was previously selected as the voting delegate to represent this LAFCO and a replacement will need to be determined. Chairman Nilssen appointed Commissioner Sayles as the voting delegate and Commissioner Stockar as alternate voting delegate.

Chairman Nilssen inquired if the Tidewater Crossing project would return to the Commission in December. Mr. Glaser said there are still issues as to which agency will provide fire service. He also said that will be a meeting of the budget sub-committee before the December LAFCo meeting.

Commissioner Ruhstaller asked how many Municipal Services Reviews for cities are yet to be done. Mr. Glaser said that Ripon, and Escalon are ready to go and Tracy is not in yet.

8. COMMISSIONER COMMENTS

None

There being no further business the meeting adjourns at 10:29 a.m. to the next regular meeting.