

**SAN BENITO COUNTY  
LOCAL AGENCY FORMATION COMMISSION**

**Regular Meeting: December 20, 2007 5:15 p.m.**

**Board of Supervisors Chambers -- 481 4<sup>th</sup> St.; Hollister, CA 95023**

**Agenda**

**Call to order**

Pledge of allegiance

Noting: Commissioners and staff present

**1. Opportunity for public comment**

**NOTICE TO THE PUBLIC:**

*This open forum period is provided to allow members of the public an opportunity to address the local agency formation commission on general issues of land use planning and community development. It is not intended for comments on items on the current agenda, any pending items, or items that have been continued to a future public hearing date.*

**2. Consent agenda:**

*These items will be considered as a whole without discussion. One motion enacts the recommendations designated in the staff report. There will be no separate discussion for these items unless requested by a member of the Commission, Staff, or the public prior to the meeting.*

- a) Notice of Posting 12-14-2007
- b) Notice of Cancellation of 10-25-07 meeting
- c) Notice of Public Hearing published in Free Lance 11-23-207
- c) Minutes: September 13.2007
- d) Approval of the agenda
- e) Correspondence: Accept letter of resignation from Art Henriques as Interim Executive Officer

**3. Public hearing: Presentation of Municipal Services Review and Sphere of Influence Reports  
~~ Dudek representative**

Errata received regarding proposed modification to MSR/SOI Reports

Report/action requested

- a) RESOLUTION 2007-20: Adopting determinations of the San Benito County Municipal Services Review
- b) RESOLUTION 2007-21: Approving An Update to the Sphere of Influence for the City of Hollister
- c) RESOLUTION 2007-22: Approving An Update to the Sphere of Influence for the City of San Juan Bautista
- d) RESOLUTION 2007-23: Approving An Update to the Sphere of Influence for the Aromas Water District
- e) RESOLUTION 2007-24: Approving An Update to the Sphere of Influence for the Pacheco Pass Water District

- f) RESOLUTION 2007-25: Approving An Update to the Sphere of Influence for the Spheres Of Influence for the San Benito County Water District
- g) RESOLUTION 2007-26: Approving An Update to the Sphere of Influence for the Sunnyslope Water District
- h) RESOLUTION 2007-27: Approving An Update to the Sphere of Influence for the Tres Pinos Water District
- i) RESOLUTION 2007-28: Approving An Update to the Sphere of Influence for the Aromas Tri-County Fire Protection District
- j) RESOLUTION 2007-29: Approving An Update to the Sphere of Influence for the San Benito Resource Conservation District
- k) RESOLUTION 2007-30: Approving An Update to the Sphere of Influence for the San Juan Bautista Cemetery District
- l) RESOLUTION 2007-31: Approving An Update to the Sphere of Influence for the County Service Areas 38 (Ashford Highlands), 34 (Ausaymas Estates), 11 (Barnes Lane), 8 (Bonnie View), 22 (Cielo Vista), 51 (Comstock Estates), 48 (Dry Creek), 50 (Dunneville Estates), 28 (Heatherwood), 5 (Hillcrest – El Toro), 16 (Holiday Ranch/Santa Ana Estates), 49 (Hollister Ranch Estates), 42 (Lemmon Acres), 21 (Long Acres), 29 (Brown Magladry), 30 (McCloskey Estates), 47 (Oak Creek), 54 (Pacheco Creek Estates), 46 (Quail Hollow), 45 (Rancho Larios), 23 (Rancho San Joaquin/Tevis Trails), 9 (Ridgemark), 53 (Riverview Estates), 24 (Santa Ana Acres), 4 (Santa Rosa Acres), 19 (Springwood Estates), 31 (Stonegate), 33 (Torrano), 35 (Union Heights) and 25 (Vineyard Estates)

**4. New Business** (Commission action required)

Annexation to CSA #43

- a) LAFCo FILE NO. 2007-456: APPLICANT: Jeff Hall; LOCATION: McMahan Road, San Juan Bautista; REQUEST: Join CSA #43 for Extended Fire and Police Protection; ENVIRONMENTAL ASSESSMENT: Mitigated Negative Declaration (prepared for MS 1165-05); RESOLUTION 2007-32: Approving request to annex to CSA #43
- b) LAFCo FILE NO. 2007-457: APPLICANT: Al Silva; LOCATION: 4155 John Smith Road, Hollister; REQUEST: Join CSA #43 for Extended Fire and Police Protection; ENVIRONMENTAL ASSESSMENT: Mitigated Negative Declaration (prepared for MS 1194-06); RESOLUTION 2007-33: Approving request to annex to CSA #43
- c) LAFCo FILE NO. 2007-458: APPLICANT: Manuel Gutierrez; LOCATION: 360 Cowden Road, Hollister; REQUEST: Join CSA #43 for Extended Fire and Police Protection; ENVIRONMENTAL ASSESSMENT: Mitigated Negative Declaration (prepared for MS 1142-03); RESOLUTION 2007-34: Approving request to annex to CSA #43

**5. Adopt 2008 Calendar**

- Set monthly dates for materials delivery to support meeting preparation

**6. Executive Director's report**

AB 745 was signed by the Governor, and adds a significant requirement to LAFCOs related to disclosure of political contributions and expenditures regarding LAFCo proceedings

Update on San Juan Bautista/LAFCO activity

**7. Upcoming meetings:** Closed session (01-24-08) Public Employee performance evaluation: LAFCo Executive Director

**8. Adjourn to January 24, 2008**

NOTICE: The following policies shall govern the conduct of the LAFCo meetings:

All LAFCo proceedings are tape-recorded.

Individuals -wishing to address the LAFCo on a particular item should fill out a speaker card and present it to the Clerk. This -will assist the Chair in hearing your comments at the appropriate time.

When the Chair invites you to address the Commission, please state your name and address at the beginning of your remarks. Speakers will be recognized to offer presentations in the following order:

Those in support

Those in oppositon

Other interested parties

**SPEAKER CARD**

In accordance with government code 54953.3, it is not a requirement to fill out a speaker card in order to speak to the LAFCo Commission. However, it is very helpful to the Commissioners if you would fill out the Speaker Card that is available on the counter in the meeting room. Please fill out the card and return it to the Clerk. As your name is called by the Chairperson, please walk to the podium and speak directly into the microphone. Clearly state your name and address and proceed to comment upon the agenda item. Please limit your remarks to three (3) minutes.

**NOTICE: AMERICANS WITH DISABILITY ACT (ADA)**

San Benito County LAFCO complies with the Americans with Disability Act (ADA) and will provide reasonable accommodation to individuals with disabilities to ensure equal access to all facilities, programs and services offered by LAFCO. If assistance is needed regarding any item appearing on the LAFCo agenda, please contact the Office of the LAFCO Executive Director at 3224 Southside Road, Hollister or call 831-630-0745 to request accommodation.

**NOTICE**

Notice Is Given pursuant to Government Code Section 65009, that any challenge of any of the above agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the LAFCo at, or prior to, the Public Hearing on these matters.