



**STANISLAUS LOCAL AGENCY FORMATION COMMISSION
MINUTES
August 24, 2022**

1. CALL TO ORDER

Chair Withrow called the meeting to order at 6:00 p.m.

- A. Pledge of Allegiance to Flag. Chair Withrow led in the pledge of allegiance to the flag.
- B. Introduction of Commissioners and Staff. Chair Withrow led in the introduction of the Commissioners and Staff.

Commissioners Present: Terry Withrow, Chair, County Member
Richard O'Brien, Vice-Chair, City Member
Vito Chiesa, County Member
Javier Lopez, Alternate City Member

Commissioners Absent: Amy Bublak, City Member
Mani Grewal, Alternate County Member
Ken Lane, Public Member
Bill Berryhill, Alternate Public Member

Staff Present: Sara Lytle-Pinhey, Executive Officer
Javier Camarena, Assistant Executive Officer
Jennifer Vieira, Commission Clerk
Robert J. Taro, LAFCO Counsel

2. PUBLIC COMMENT

Dan Whetstone, Jami Aggers and Barney Aggers spoke regarding their concerns about the City of Riverbank's River Walk Specific Plan proposal.

3. CORRESPONDENCE

- A. Specific Correspondence.

None.

- B. Informational Correspondence.

- 1. CALAFCO Quarterly – August 2022.
- 2. CALAFCO U – “Two Agencies in Dispute” Flier.

- C. “In the News.”

4. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

5. CONSENT ITEMS

A. **MINUTES OF THE MAY 25, 2022 LAFCO MEETING.** (Staff Recommendation: Accept the Minutes.)

B. **LEGISLATIVE UPDATE.** (Staff Recommendation: Accept the update.)

Motion by Commissioner Chiesa, seconded by Commissioner O'Brien, and carried with a 4-0 vote to approve the consent items, by the following vote:

*Ayes: Commissioners: Chiesa, Lopez, O'Brien and Withrow
Noes: Commissioners: None
Ineligible: Commissioners: None
Absent: Commissioners: Berryhill, Bublak, Grewal, and Lane
Abstention: Commissioners: None*

6. PUBLIC HEARING

A. **OUT-OF-BOUNDARY SERVICE APPLICATION: ROUSE-COLORADO (CITY OF MODESTO - SEWER SERVICE).** A request to provide an area wide out-of-boundary sewer service extension to the unincorporated Rouse/Colorado neighborhood outside the City of Modesto's existing city limits. The area consists of approximately 154 acres. As the territory is outside the City's limits, LAFCO review is required prior to the extension of City services. Stanislaus County, as Lead Agency under the California Environmental Quality Act (CEQA) prepared and subsequently approved a Negative Declaration for the proposal. (Staff Recommendation: Adopt Resolution No. 2022-08, approving the application.)

Javier Camarena, Assistant Executive Officer, presented the item with a recommendation of approval of the application.

Chair Withrow opened the item up for Public Comment at 6:11 p.m.

There was none.

Chair Withrow closed the Public Hearing at 6:11 p.m.

Motion by Commissioner O'Brien, seconded by Commissioner Lopez, and carried with a 4-0 vote to approve the application and adopt Resolution No. 2022-08, by the following vote:

*Ayes: Commissioners: Chiesa, Lopez, O'Brien and Withrow
Noes: Commissioners: None
Ineligible: Commissioners: None
Absent: Commissioners: Berryhill, Bublak, Grewal, and Lane
Abstention: Commissioners: None*

7. OTHER BUSINESS

None.

8. COMMISSIONER COMMENTS

None.

9. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON

None.

10. EXECUTIVE OFFICER'S REPORT

A. On the Horizon. The Executive Officer informed the Commission of the following:

- The documents have been submitted to County Human Resources for review.
- For the September 28th meeting, Staff anticipates a fire service contract application, the Municipal Service Reviews for Modesto Irrigation and Turlock Irrigation Districts, as well as an informational item on the Ag Policy.

12. CLOSED SESSION – ANNUAL PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957, a closed session will be held to consider the following item: Public Employee Performance Evaluation – Title: LAFCO Executive Officer

Robert J. Taro, Legal Counsel, announced the closed session and provided an opportunity for the public to comment. There were no comments and the Commission recessed to Closed Session at 6:13 p.m.

The Commission reconvened at 6:34 p.m. Counsel Taro stated there was no reportable action.

13. ADJOURNMENT

A. Chair Withrow adjourned the meeting at 6:35 p.m.

DRAFT

Sara Lytle-Pinhey, Executive Officer