



# STANISLAUS LOCAL AGENCY FORMATION COMMISSION MINUTES February 28, 2024

## 1. CALL TO ORDER

Chair O'Brien called the meeting to order at 6:00 p.m.

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

Commissioners Present: Richard O'Brien, Chair, City Member  
Vito Chiesa, Vice-Chair, County Member  
Amy Bublak, City Member  
Terry Withrow, County Member  
Bill Berryhill, Alternate Public Member

Commissioners Absent: Mani Grewal, Alternate County Member  
Ken Lane, Public Member  
Javier Lopez, Alternate City 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

Jami Aggers, Dan Whetstone, Karen Conrotto, Gary Pearson and Fred Walton spoke regarding their concerns about the City of Riverbank's River Walk Specific Plan proposal. Milt Trieweiler spoke of his concerns regarding preserving farmland.

## 3. CORRESPONDENCE

- A. Specific Correspondence.

None.

- B. Informational Correspondence.

- 1. 2024 CALAFCO Calendar.
- 2. CALAFCO Quarterly – January 2024.

3. Letter to the City of Patterson regarding rescinding resolutions for the Zacharias-Baldwin Master Plan Reorganization dated February 27, 2024.

C. In the News.

#### 4. DECLARATION OF CONFLICTS AND DISQUALIFICATIONS

None.

#### 5. CONSENT ITEMS

A. **MINUTES OF THE OCTOBER 25, 2023 LAFCO MEETING**

(Staff Recommendation: Accept the Minutes.)

B. **MUNICIPAL SERVICE REVIEW NO. 2024-01 AND SPHERE OF INFLUENCE UPDATE NO. 2024-01 – EMPIRE SANITARY DISTRICT:**

The Commission will consider the adoption of a Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the Empire Sanitary District. This item is exempt from the California Environmental Quality Act (CEQA) review pursuant to sections 15306 and 15061(b)(3). (Staff Recommendation: Approve the update and adopt Resolution No. 2024-02.)

C. **MUNICIPAL SERVICE REVIEW NO. 2024-02 AND SPHERE OF INFLUENCE UPDATE NO. 2024-02 – ROCK CREEK WATER DISTRICT:**

The Commission will consider the adoption of a Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the Rock Creek Water District. This item is exempt from the California Environmental Quality Act (CEQA) review pursuant to sections 15306 and 15061(b)(3). (Staff Recommendation: Approve the update and adopt Resolution No. 2024-03.)

D. **MID-YEAR BUDGET REPORT FOR FISCAL YEAR 2023-2024**

(Staff Recommendation: Accept and file the report.)

E. **INDEPENDENT AUDIT FOR FISCAL YEARS 2021-2022 and 2022-2023.**

(Staff Recommendation: Accept and File Audit Report.)

*Motion by Commissioner Bublak, seconded by Commissioner Chiesa, and carried with a 5-0 vote to approve the consent items, by the following vote:*

*Ayes: Commissioners: Berryhill, Bublak, Chiesa, O'Brien and Withrow*

*Noes: Commissioners: None*

*Ineligible: Commissioners: None*

*Absent: Commissioners: Grewal, Lane and Lopez*

*Abstention: Commissioners: None*

#### 6. PUBLIC HEARING

None.

#### 7. OTHER BUSINESS

A. **2024 WORK PROGRAM – MUNICIPAL SERVICE REVIEW & SPHERE OF**

**INFLUENCE UPDATES.** (Staff Recommendation: Adopt the 2024 Work Program.)

Javier Camarena, Assistant Executive Officer, presented the item with a recommendation to adopt the 2024 Work Program.

Chair O'Brien opened the Public Hearing at 6:20 p.m.

No one spoke.

Chair O'Brien closed the Public Hearing at 6:20 p.m.

*Motion by Commissioner Bublak, seconded by Commissioner Berryhill and carried with a 5-0 vote to adopt the 2024 Work Program, by the following vote:*

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

**B. ANNUAL ELECTION OF OFFICERS.** (Staff Recommendation: Appoint a Chairperson and Vice-Chairperson and adopt Resolution No. 2024-01a and 2024-01b.)

*Motion by Commissioner O'Brien, seconded by Commissioner Withrow and carried with a 4-0 vote to appoint Commissioner Chiesa as Chairperson, by the following vote:*

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

*Motion by Commissioner Berryhill, seconded by Commissioner O'Brien and carried with a 5-0 vote to appoint Commissioner Lane as Vice-Chairperson, by the following vote:*

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

6:24 pm Past Chair O'Brien passed the gavel to New Chair Chiesa to finish the meeting.

**8. COMMISSIONER COMMENTS**

Commissioner Chiesa thanked Past Chair O'Brien for his time as Chair.

**9. ADDITIONAL MATTERS AT THE DISCRETION OF THE CHAIRPERSON**

None.

**10. EXECUTIVE OFFICER'S REPORT**

Executive Officer gave an update on the Zacharias-Baldwin project. She reminded the Commission to fill out their 700 forms. Staff will bring the Fire MSR/SOI to the March meeting for the Commission's approval.

**11. ADJOURNMENT**

A. Chair Chiesa adjourned the meeting at 6:28 p.m.

**APPROVED**

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Sara Lytle-Pinhey, Executive Officer