

## MINUTES OF THE LAFCO MEETING

May 27, 2010

The County of Imperial Local Agency Formation Commission (LAFCO) convened a regular meeting on Thursday, May 27, 2010, at 8:30 a.m. in the Board of Supervisors Chambers, 940 Main Street, Suite 211, El Centro, California.

Commissioners present were Leimgruber, Kelley, Snively, Ludwig, Edney and Stapleton.

Staff present was the Executive Officer Heuberger, Legal Counsel Turner & Holbrook and Secretary Buenrostro.

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1. Approval of Minutes.

A motion made by Commissioner Snively, by unanimous roll call vote approved the minutes of February 25, 2010. Commissioner Edney abstained and Ludwig not present.

2. Public hearing on the proposed annexation IM 1-09 Imperial Unified School District submitted by Donald E. & Kathleen M. Euhus.

The Executive Officer suggested that this project needs to continue because an agreement with the County of Imperial and City of Imperial has not been executed. This was placed on the agenda because a meeting was scheduled and we thought would have an agreement but meeting was cancelled and rescheduled. This project is not to exceed seventy (70) days and will not need to be re-noticed. Will bring back this item at the June 24<sup>th</sup> Lafco Meeting.

Commissioner Snively asking when can LAFCO step in such terms of a tax agreement and getting it done so it can move forward. Snively suggested a meeting with Executive Officer, County and himself to see if we can get this resolved.

Madeline Willis, Superintendent of Imperial Unified School District asking for approval, since this project has been in process for three (3) years.

Wally Leimgruber mentioned that these tax agreements are necessary.

The Commission adopted the motion by Commissioner Snively to bring back item in the next LAFCO hearing. The motion carried on the affirmative roll call of all Commissioners present, (Commissioner Ludwig arrived).

3. Public hearing on inclusion of IID 1-10 Ruth Williams to the Imperial Irrigation District submitted by Ruth Williams.

The Executive Officer's recommendation is Option #1 which is approving the Inclusion of the project area to the IID Territory as presented and requested.

There is no tax sharing agreement required, no jurisdiction or boundary changes as far as going incorporated or unincorporated. IID is in favor of this property to be included into the district's boundary in order to receive water and rates. Public notice sent to all agencies and no conflict of interest has been reported to Executive Office or Commissioners.

Todd Dial, Hale Engineering speaking in behalf of Ruth Williams. Currently, they have water and it has been increased triple the rate. She would like to enhance there orchard to the north and want to pay regular rates.

A motion made by Commissioner Kelley, by unanimous roll call vote to approve Inclusion. The motion carried on the affirmative roll call of all Commissioners present.

4. Update of meeting held on April 19th for Executive Officers from California Coalition LAFCO (CCL).

The Executive Officer mentioned they normally meet at San Diego or Santa Ana on a monthly basis. All Executive Officer and Commissioners came to the County of Imperial. The CALAFCO Board meeting held in January to withdraw Southern California from the CALAFCO organization would in fact now entertain regional membership on the CALAFCO Board. The four (4) regions are Southern California, Central Inland, Central Coast and Northern California and these would have four seats. These seats would be categorized as Supervisor, City, County, Public member and in some cases special districts.

A meeting was held in May with California Chair-man, Vice-Chair and William Chiat, Executive Officer to cover and understand the goal of Southern California was not to withdraw from organization, the goal was to have a better balance.

On the supplemental agenda on how to vote on CALAFCO Special Election, a CALAFCO Bylaws Amendment Ballot was mailed needs to be completed by Chairman, deadline is July 9<sup>th</sup>.

A motion made by Commissioner Snively, by unanimous roll call vote to approve CCL. The motion carried on the affirmative roll call of all Commissioners present.

5. Discussion/Action to approve 2010/2011 Budget.

The Executive Officer provided an annual audit report from Hutchinson & Bloodgood. The Executive Officer recommendation is to set aside revenue and approve budget. The Commission adopted Draft Budget back in January and at this point in time Commission has to decide final budget for fiscal year 2010/2011. The Books will be done in August and will have a huge carryover will bring back report in the LAFCO meeting in August or September.

A motion made by Commissioner Snively, by unanimous roll call vote to approve Budget. The motion carried on the affirmative roll call of all Commissioners present.

6. Discussion on current LAFCO projects.

Project report provided to Commissioners and the Executive Officer mentioned theoretically, these projects will be withdrawn or terminated, or and some put on hold. There has not been any new projects come through.

There are two (2) to three (3) problems with special districts such as Winterhaven Water District. The Niland District successfully received grants to help repair aerators, they had to increase their rate structure reluctant about it but had to because of last grant required them to do in order to receive grant. The Winterhaven Fire District also has problems the Executive Officer requested assistance from Chief Executive Officer (CEO) but that is still pending.

Currently, working with three entities regarding the renewal for the Service Area Plans.

7. Update on LAFCO office repairs, earthquake damages, etc.

The tenants Federal Defenders at the LAFCO building, their suite will be remodeled this weekend. Credit Bureau Imperial County (CBI) suite needs repairs but there is some transitions going on and until next year will be remodeling. Graffiti was on the side of building next to CBI, the City of El Centro took care of it.

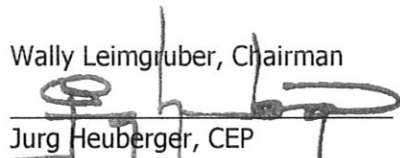
8. Informational Items (Public/Commission/Staff).

The Executive Officer and Commissioner Snively welcomed the new LAFCO Commissioners Jon A. Edney and Trevor Green from the city select committee and County Counsel Geoffrey Holbrook.

9. Adjournment.

The meeting adjourned at 9:30 a.m.

Wally Leimgruber, Chairman



Jurg Heuberger, CEP  
Executive Officer to LAFCO