
COMMISSIONERS

CITY

Don C. Campbell

CITY

Jason Jackson, Chairman

COUNTY

Michael Kelley, Vice-Chairman

COUNTY

Raymond "Ray" Castillo

PUBLIC

David H. West

Imperial



EXECUTIVE OFFICER
Jurg Heuberger, AICP, CEP

LEGAL COUNSEL
Ryan D. Childers

ALTERNATES

CITY

Maria Nava-Froelich

COUNTY

Jesus "Jack" Terrazas

PUBLIC

Ralph Menvielle

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ACTION MINUTES OF THE REGULAR LAFCO HEARING

March 26, 2015

8:30 a.m.

**El Centro City Council Chambers
1275 Main Street, El Centro, CA**

VOTING COMMISSIONERS PRESENT:

Jason Jackson, Chairman
Don Campbell
Mike Kelley, Vice-Chairman
Ray Castillo
David West

**ALTERNATE COMMISSIONERS PRESENT:
(NOT VOTING)**

Jack Terrazas
Ralph Menvielle

ABSENT:

Maria Nava-Froelich, Alternate

STAFF PRESENT:

Jurg Heuberger, Executive Officer
Danielle Bruce, Clerk
Julie Carter, Accountant
Ryan Childers, Legal Council

REGULAR SESSION OF THE LAFCO CALLED TO ORDER AT 8:30 A.M.

3. Election of Chair and Vice-Chair for the calendar year 2015.

Motion made by Commissioner Kelley and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to appoint Commissioner Jackson as the Chairman of LAFCO.

Motion made by Commissioner Campbell and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to appoint Commissioner Kelley as the Vice-Chairman of LAFCO.

4. Approval of Minutes from December 11, 2014.

Motion made by Commissioner West and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the minutes as presented.

5. Approval of Consent Items:

A. Project Report Update

Motion made by Commissioner Kelley and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the project report as presented.

6. Public Comments: *None*

ANNOUNCEMENTS

7. A. Announcements by the Commissioners.

Commissioner Kelley provided an update on the CALAFCO Board of Directors meetings.

He requested that LAFCO add on an item of necessity regarding the submittal of letters of support for proposed legislations.

Motion made by Commissioner Kelley and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to add the item of necessity to the agenda.

Commissioner Kelley requested on behalf of the CALAFCO Legislative Committee that Imperial LAFCO submit of letters of support for proposed legislations: AB 448, AB 851, SB 181, SB 182, and SB 183.

Motion made by Commissioner Kelley and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to pass the resolutions of support and forward them to CALAFCO.

Commissioner West provided an update on the latest CCL meetings. At the last meeting, the CCL discussed each LAFCO adopting the Rosenberg's Rules of Order.

B. Announcements by the Executive Officer.

- Update on CALAFCO Annual Conference.

Mr. Heuberger reminded the Commission that the CALAFCO Annual Conference is scheduled for September 2-4, 2015 in Sacramento. Mr. Heuberger requested that Commissioners notify staff as soon as possible if they plan to attend the Conference or not.

- Miscellaneous Items.

Mr. Heuberger thanked the City of El Centro for allowing LAFCO to conduct our meetings in their council chambers.

ACTION/DIRECTION ITEMS

8. Progress Report & Direction on action plan regarding proposed Niland Fire District Dissolution (NFD 1-14).

Mr. Heuberger updated the Commission on the status of the Niland Fire District Dissolution. Staff has received numerous documents and is still in the process of reviewing them. LAFCO is still awaiting legal information from the County. He reminded the Commission that LAFCO will be holding a workshop on Tuesday, April 7, 2015 at the Grace Smith School Multipurpose Building in Niland at 6:00 p.m.

No action was taken on this item.

9. Update on Heffernan Memorial Healthcare District Service Area Plan / Municipal Service Review (HMHD 1-15).

Following the continuation of this item from December 2014, there have been a number of correspondences between Mr. Eduardo Rivera and Mr. Heuberger. Mr. Rivera asked that LAFCO provide them with some consultants who may help them prepare their SAP/MSR and LAFCO did so. Bob Braitman & Associates were retained by the District and they are currently working on updating their SAP/MSR. LAFCO expects to possibly have the SAP/MSR submitted by the District in May.

No action was taken on this item.

10. Update on Magnolia Gate/McCabe Cove (EC 1-15) water service agreements.

Mr. Heuberger has met with the City of El Centro and the Heber Public Utility District to discuss potential alternatives for the project. The alternative decision would be to allow HPUD to provide services to the area and allow the City of El Centro to annex it. It is not uncommon in other areas of the state for other districts to service areas within a city; however this has never been done in Imperial County.

Ms. Norma Villicaña, Planning Director for the City of El Centro said that they were planning on hosting a meeting in the near future for the residents of the McCabe Cove/Magnolia Gate residents. Once a date has been decided, notices will be sent out to residents and agencies.

Commissioner Castillo asked if LAFCO may be facing possible litigation on this project. Mr. Heuberger replied saying no because the residents have been given an opportunity to apply for an extension of services, and they have not.

Ms. Laura Fischer, District Manager for HPUD, said that they would be happy to provide services to the residents of the area, but that there would have to be a written agreement between HPUD and the City of El Centro. The HPUD Board has not taken any action on this item, but the board members are aware of the situation.

No action was taken on this item.

11. Discussion/Direction/Action regarding the appointment of the Alternate Public Member to the Commission.

After having previously reviewed the applications for both Mr. Dennis Bergh and Mr. Ralph Menvielle, the Commission ultimately decided to appoint Mr. Menvielle as the alternate public commissioner for LAFCO.

Motion made by Commissioner Kelley and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the appointment of Mr. Ralph Menvielle as the Alternate Public Commissioner.

12. Discussion/Direction on possible adoption of "Rosenberg's Rules of Order."

After having previously reviewed both the Robert's Rules of Order and the Rosenberg's Rules of Order, the Commission decided to adopt the Rosenberg's Rules of Order.

Motion made by Commissioner West and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the adoption of the Rosenberg's Rules of Order.

13. Discussion/Direction/Adoption of the Draft LAFCO Budget for the upcoming fiscal year 2015/2016.

According to the Cortese-Knox-Hertzberg Act of 2000, LAFCO is required to have a draft budget adopted by May 1st and the final budget by June 15th. Mr. Heuberger reviewed a few items to the Commission. The LAFCO building restrooms are not currently ADA compliant and will have to be renovated to meet current standards, which will be a costly process. Mr. Heuberger requested permission from the Commission to begin asking for quotes for the proposed construction to be done within the building. Also, to lower water usage and maintenance costs for the building, LAFCO is looking for alternative landscaping ideas such as artificial grass or desert landscaping.

Commissioner Kelley reviewed the staff salary increases and requested that Mr. Heuberger submit documentation justifying the promotion/reclassification of the staff member before making a final vote on the subject.

Motion made by Commissioner West and passed by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the presented Draft LAFCO Budget.

PUBLIC HEARING ITEMS

14. [8:40 a.m.] Public hearing to consider the approval for the updated Service Area Plan / Municipal Service Review for the Pioneers Memorial Healthcare District (PMHD 1-15) in Brawley, CA.

Mr. Heuberger briefly reviewed the Executive Officer's report and the attached Draft SAP/MSR for the Pioneer's Memorial Healthcare District.

Mr. Larry Lewis, Chief Executive Officer for PMHD, commented on the district's better financial and overall health over the last year.

Motion made by Commissioner Kelley and approved by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the Pioneer's Memorial Healthcare District Service Area Plan / Municipal Service Review as presented.

15. [8:45 a.m.] Public hearing to consider the approval for the updated Service Area Plan / Municipal Service Review for the City of Holtville (HV 2-15) in Holtville, CA.

Mr. Heuberger briefly reviewed the Executive Officer's report and the attached Draft SAP/MSR for the City of Holtville. He thanked Mr. Nick Wells, who was in the audience, for having done such a good report and requested that Mr. Wells submit the City Council's resolution of approval for the SAP/MSR to LAFCO within 30 days.

Motion made by Commissioner Campbell and approved by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the City of Holtville's Municipal Service Review / Service Area Plan as presented.

16. [8:50 a.m.] Public hearing to consider the approval for the annexation of Wilbur-Ellis (EC 1-13) located at 45 West Dannenberg Road in El Centro, CA.

This item was previously heard by the Commission in December 2014 but was continued to allow staff to work with the City of El Centro and surrounding land owners to include more property into the annexation as to create an even logical city boundary. After a number of meetings with the above mentioned parties, efforts were unsuccessful as of the date of this meeting. Therefore, Mr. Heuberger requested the annexation be approved with the original boundaries provided by Wilbur-Ellis.

Motion made by Commissioner West and approved by the roll call vote of Jackson, Campbell, Kelley, Castillo and West to approve the annexation of Wilbur-Ellis as presented.

17. [8:55 a.m.] Public hearing to consider the approval for the extension of services for Justo Felix (IM 3-15) located on Clark Road in Imperial, CA.

This item was pulled from the agenda. No action was taken.

18. [8:40 a.m.] Public hearing to consider the approval for the updated Service Area Plan / Municipal Service Review for the City of Holtville Sanitary Sewer and Outfall Main Pipeline & Residential Sewer Collection Project (HV 1-15).


This item was pulled from the agenda. No action was taken.

EXECUTIVE SESSION

No Executive Session Items.

Meeting Adjourned at 9:30 a.m.

Jason Jackson, Chairman



Jurg Heubergel, AICP, CEP
Executive Officer to LAFCO