



TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church Street, Suite B, Visalia 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

COMMISSIONERS:
Pete Vander Poel, Chair
Juliet Allen, V-Chair
Cameron Hamilton
Rudy Mendoza
Steve Worthley

LAFCO MEETING AGENDA
January 31, 2018 @ 2:00 P.M.
BOARD OF SUPERVISORS CHAMBERS
COUNTY ADMINISTRATIVE BUILDING
2800 West Burrel Avenue
Visalia CA 93291

ALTERNATES:
Mike Ennis
Carlton Jones
Dennis Mederos

EXECUTIVE OFFICER:
Ben Giuliani

- I. **Call to Order**
- II. **Approval of Minutes from October 11, 2017 and December 6, 2017** (Pages 01-04)
- III. **Public Comment Period**

At this time, members of the public may comment on any item not appearing on the agenda and that is within the scope of matters considered by the Commission. Under state law, matters presented under this item cannot be discussed or acted upon by the LAFCO Commission at this time. So that all interested parties have an opportunity to speak, any person addressing the Commission may be limited at the discretion of the chair. At all times, please use the microphone and state your name and address for the record.

IV. Continued Action Items

- 1. **Election of Officers** (Page 05)
[No Public Hearing].....Recommended Action: Elect Chairman and Vice-Chairman

The Commission will select a new Commission Chair and Vice-Chair. The LAFCO Commission Chair and Vice-Chair are chosen on a rotating basis in accordance with LAFCO Policy A-4 which has typically been rotated from City to County to Public. The new officers' terms will commence on February 1, 2018 and end on December 31, 2018.

- 2. **2018 Proposal Deadline and Meeting Schedule** (Page 07)
[No Public Hearing].....Recommended Action: Approval

The Commission will consider a schedule of meeting dates and application deadlines for 2018. All dates are tentative and subject to change.

V. New Action Items

- 1. **Visalia Sphere of Influence Update, LAFCO Case 1510** (Pages 09-22)
[Public Hearing].....Recommended Action: Approval

The Commission will consider a Sphere of Influence Update for the City of Visalia. LAFCO has reviewed and considered the information contained in the EIR prepared for the 2030 General Plan

NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking.

Update. This SOI update was continued by the Commission at the February 4th, 2015 meeting. However, due to the elapsed time, a new public notice for this meeting was issued.

- 2. Public Member Selection Committee **(Pages 23-26)**
[No Public Hearing]Recommended Action: Select Committee

At least one month prior to the expiration of the term of office of the Public or Alternate Public Member, the Commission shall appoint a selection committee consisting of one County Member and one City Member. The term of office of the Public Member representing the general public on the Tulare County Local Agency Formation Commission expires on May 7, 2018. It is recommended that the Commission initiate action to appoint the members of the selection committee

- 3. Cancellation of March Meeting **(No Page)**
[No Public Hearing]Recommended Action: Cancel March 7th, 2018 meeting

Due to a lack of action items and matters of substance, LAFCO staff is proposing that the March meeting be canceled.

VI. Executive Officer's Report

- 1. Legislative Update **(No Page)**

February 16th is the last day to introduce legislation for the 2018 legislative session.

- 2. Upcoming Projects **(No Page)**

The Executive Officer will provide a summary and tentative schedule of upcoming LAFCO projects

VII. Correspondence

- 1. CALAFCO Calendar **(Page 27)**

Enclosed is the California Association Local Agency Formation Commissions (CALAFCO) 2018 Events Calendar.

VIII. Other Business

- 1. Commissioner Report **(No Page)**

- 2. Request from LAFCO for items to be set for future agendas **(No Page)**

IX. Closed Session

- 1. Request for Conference With Legal Counsel – Anticipated Litigation **(No Page)**

Significant Exposure to Litigation [Government Code Section 54956.9(d)(2)]
Number of Potential Cases: 1

X. Setting Time and Place of Next Meeting

- 1. March 7, 2018 or April 4, 2018 @ 2:00 P.M. in the Board of Supervisors Chambers in the County Administration Building.

XI. Adjournment

NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking.

TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

**2800 W. Burrel Ave., Visalia, CA 93291 – Tulare County Administrative
Building**

October 11, 2017 – Meeting Minutes

Members Present: Vander Poel, Allen, Hamilton, Worthley
Members Absent: Mendoza
Alternates Present: Mederos
Alternates Absent: Jones, Ennis
Staff Present: Giuliani, Ingoldsby, & Kane recording
Counsel Present: Kuhn

I. Call to Order: Chair Vander Poel called the meeting to order at 2:01 p.m.

II. Approval of the August 30, 2017 Meeting Minutes:

Upon motion by Commissioner Worthley and seconded by Commissioner Allen, the Commission unanimously approved the LAFCO minutes.

III. Public Comment Period:

Chair Vander Poel opened/closed the Public Comment Period at 2:06 p.m. No public comments received.

IV. New Action Items:

1. Case 1534-V-451 (Reimer) Protest Results:

Staff Analyst Ingoldsby presented the background of the proposed reorganization and the results of the protest hearing that was held on October 2, 2017. In accordance with Government Code, given that the protests received were less than 50% of the land value within the reorganization area, the recommendation was to proceed with the annexation.

Chair Vander Poel opened the public hearing, no comments received; public hearing was closed.

Upon motion by Commissioner Worthley and seconded by Commissioner Allen, the Commission ordered the change of organization without an election.

2. Cancellation of November 1, 2017 Meeting:

EO Giuliani noted that no action items were scheduled for action and requested that the Commission cancel the November meeting. The next LAFCO meeting would be held on December 6, 2017.

Upon motion by Commissioner Allen and seconded by Commissioner Worthley, the Commission unanimously approved to cancel the November 1, 2017 meeting.

V. Executive Officer's Report

1. **Extraterritorial Service Agreement (ESA) 20174-01 (City of Porterville/East Porterville Group 3)**: EO Giuliani reviewed an ESA that was approved for the City of Porterville that would extend water services into East Porterville. A map showing the designated service areas was provided for review.
2. **Legislative Update**: EO Giuliani highlighted the status of current legislative bills and the effects it will have on Tulare County LAFCO.
3. **Upcoming Projects**: EO Giuliani noted that the 2018 meeting schedule and a summary of the CALAFCO Conference would be included in December.

VI. Correspondence

1. **Little Hoover Commission Report**: The Executive Summary was distributed for review.

VII. Other Business

1. **Commissioner Reports**:
Commissioner Allen announced that she would be unable to attend this year's CALAFCO Conference and is requested that a substitute attend, and provide an update regarding the conference at the next scheduled meeting.
2. **Request from LAFCO for items to be set for future agendas**:
EO Giuliani updated the Commission regarding prior requests about SGMA and the City of Visalia's plans regarding the County island at Akers and Ferguson.

VIII. Setting Time and Place of Next Meeting: The next Local Agency Formation Commission (LAFCO) meeting is scheduled for **December 6, 2017 at 2:00 p.m.** in the Board of Supervisors Chambers in the County Administration Building

IX. Adjournment: The Tulare County LAFCO meeting adjourned at 2:23 p.m

TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

**2800 W. Burrel Ave., Visalia, CA 93291 – Tulare County Administrative
Building**

December 6, 2017 – Meeting Minutes

Members Present: Vander Poel, Allen
Members Absent: Mendoza, Hamilton, Worthley
Alternates Present:
Alternates Absent: Jones, Ennis, Mederos
Staff Present: Giuliani, Ingoldsby, & Kane recording
Counsel Present: Kuhn

- I. **Call to Order:** Chair Vander Poel called the meeting to order at 2:05 p.m.
- II. **Approval of the October 11, 2017 Meeting Minutes:**
Quorum not present, item deferred to next meeting.
- III. **Public Comment Period:**
Chair Vander Poel opened/closed the Public Comment Period at 2:06 p.m. No public comments received.
- IV. **New Action Items:**
 1. **Election of Officers:**
Quorum not present, item deferred to next meeting.
 2. **Cancellation of January 4, 2018 Meeting:**
Pursuant to the LAFCO policy by direction of the Chair the meeting was rescheduled to January 31, 2018.
 3. **2018 Proposal Deadline and Meeting Schedule:**
Quorum not present, item deferred to next meeting.
- V. **Executive Officer's Report**
 1. **2017 LAFCO Annual Report:**
Staff Analyst Ingoldsby reviewed the summary report, which highlighted all actions taken by the Commission, and the special reports given to the Commission in 2017. Maps were also provided to show all City annexations within Tulare County. Tables were reviewed showing City area and urban district area increases 1980 to 2016/17.
 2. **Legislative Update:**
A copy of the October 27, 2017 CALAFCO legislative report was distributed for review and highlighted by EO Giuliani.
 3. **CALAFCO Conference Update:**
LAFCO Clerk Kane and Staff Analyst Ingoldsby provided highlights from the 2017 CALAFCO Conference, which included some of the key take points about being transparent, engaging the public, and providing information regarding LAFCOs purpose.

4. **Upcoming Projects:**

EO Giuliani noted that a SOI update would be provided for the City of Visalia.

VI. **Correspondence:**

1. The Sphere: The CALAFCO, October, 2017, Newsletter was distributed for review.

VII. **Other Business:**

1. **Seville-Yettem Community Service District Formation Update:**

Ms. Maria Herrera, from Self Help Enterprises presented the proposed services, boundaries, water challenges, and proposed water system improvements for the District. Ms. Herrera also outlined the community outreach and engagement efforts. It was noted that by May 2018 the proposal is anticipated to be presented to LAFCO for approval.

2. **Commissioner Report:** None provided at this time.

3. **Request from LAFCO for items to be set for future agendas:**

Commissioner Allen requested information regarding new developments with SGMA.

VIII. **Setting Time and Place of Next Meeting:** The next Local Agency Formation Commission (LAFCO) meeting is scheduled for **January 31, 2017 at 2:00 p.m.** in the Board of Supervisors Chambers in the County Administration Building

IX. **Adjournment:** The Tulare County LAFCO meeting adjourned at 2:55 p.m.



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Cameron Hamilton
Rudy Mendoza
Steve Worthley

January 31, 2017

ALTERNATES:
Mike Ennis
Carlton Jones
Dennis Mederos

TO: All LAFCO Commission Members and Alternates

FROM: Steven Ingoldsby, Staff Analyst

EXECUTIVE OFFICER:
Ben Giuliani

SUBJECT: Election of Officers for 2018

Commission Policy A-4 requires that the LAFCO Chair and Vice-Chair be annually chosen on a rotating basis so that all members will have an equal opportunity to serve as an officer. This has typically been rotated between City-County-Public members. Using the typical rotation, Public representative Juliet Allen is scheduled to be selected as Chair and City representative Cameron Hamilton is to be selected as Vice-Chair. The terms of office for chair and vice-chair shall be one year from January 31 to December 31.

Current Member Roster

<u>Member</u>	<u>Term Expires</u>
Steve Worthley (Commissioner)	May 2020
Pete Vander Poel (Commissioner)	May 2019
Juliet Allen (Chair - proposed)	May 2018
Cameron Hamilton (Vice Chair - Proposed)	May 2020
Rudy Mendoza (Commissioner)	May 2019
Mike Ennis (Alternate)	May 2021
Carlton Jones (Alternate)	May 2021
Dennis Mederos (Alternate)	May 2020

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Steve Worthley

ALTERNATES:
Mike Ennis
Carlton Jones
Dennis Mederos

EXECUTIVE OFFICER:
Ben Giuliani

To: LAFCO Members, Alternates and Executive Officer
From: Amie Kane, LAFCO Clerk
Subject: Proposed 2018 LAFCO Meeting and Application Deadline Schedule

The following meeting dates and application deadlines are proposed for 2018. Complicated proposals or those which have not been "pre-noticed" by the initiating agency may require additional time to process. Staff will make every effort to place the proposal on the corresponding agenda, however, unforeseen circumstances (i.e. missed publication dates, need for further information, incomplete applications etc.) may require placement of the proposal on another agenda.

APPLICATION DEADLINE

TENTATIVE MEETING DATE

<i>Friday, December 22, 2017</i>	January 31, 2018 [^]
<i>Friday, January 19, 2018</i>	March 7, 2018
<i>Friday, February 16, 2018</i>	April 4, 2018
<i>Friday, March 16, 2018</i>	May 2, 2018
<i>Friday, April 20, 2018</i>	June 6, 2018
<i>Friday, May 25, 2018</i>	July 11, 2018 [^]
<i>Friday, June 15, 2018</i>	August 1, 2018
<i>Friday, July 20, 2018</i>	September 5, 2018
<i>Friday, August 17, 2018</i>	October 10, 2018 [^]
<i>Friday, September 21, 2018</i>	November 7, 2018
<i>Friday, October 19, 2018</i>	December 5, 2018
<i>Friday, November 16, 2018</i>	January 9, 2019 [^]

[^] Meetings have been moved from first Wednesday to accommodate Holidays/CALAFCO Annual Conference

*All meetings held in the Tulare County Board of Supervisors Chambers

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TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church St., Suite B, Visalia, CA 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

January 31, 2018

TO: LAFCO Commissioners, Alternates, Counsel
FROM: Steven Ingoldsby, Staff Analyst
SUBJECT: City of Visalia Sphere of Influence Update

COMMISSIONERS:
*Pete Vander Poel, Chair
Juliet Allen, V-Chair
Cameron Hamilton
Rudy Mendoza
Steve Worthley*

ALTERNATES:
*Mike Ennis
Carlton Jones
Dennis Mederos*

EXECUTIVE OFFICER:
Ben Giuliani

Background

The Commission is proposing to update the Sphere of Influence (SOI) for the City of Visalia. The first Municipal Service Review (MSR) for the City of Visalia was adopted as part of the Group 1 MSRs by the Commission at the March 2006 meeting. Since the adoption of the MSR, the City has completed an update to its General Plan. The Sphere of Influence (SOI) for Visalia was last comprehensively reviewed by the Commission in 1974 followed by several minor SOI amendments. Before the Commission can approve a major amendment or a comprehensive update of the SOI, the updated MSR determinations need to be adopted. A Municipal Service Review update was adopted on February 6, 2013. Prior to adoption of the MSR the County had the opportunity to meet with the City to discuss various issues; including growth and population, annexations, potential Sphere of Influence updates and development impact fees.

On February 4, 2015, an updated SOI was brought to the Commission for action. At that meeting the Commission elected to continue the public hearing and action on the Visalia SOI until the issues of overlap between the Goshen UDB and the Visalia tier 3 UGB (Visalia's 20 year urban growth boundary) were resolved. This SOI Update is being brought back to the Commission for action because nearly 5 years have elapsed since the last MSR update for the City.

Discussion

State Law Requirements

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 requires LAFCO to establish Spheres of Influence for cities and special districts. Prior to, or in conjunction with establishing an agency's SOI, LAFCO is required to conduct a Municipal Service Review (MSR)

for each agency. A MSR update prepared and adopted for the City of Visalia on February 6, 2013.

Environmental Impacts:

The Commission hereby finds that the proposed Sphere of Influence amendment will have significant impacts on the environment, and certifies that the Commission has independently reviewed and considered the information contained in the 2014 General Plan Update Program Environmental Impact Report (SCH# 2010041078) approved by the City of Visalia for the proposed amendment in compliance with the California Environmental Quality Act of 1970. The Commission hereby adopts by reference the City's Statement of Overriding Considerations regarding the impacts to the environment and Mitigation Monitoring and Reporting Program as set forth in the City's EIR. Accordingly, said EIR is hereby incorporated by reference.

The (MMRP) contains a number of mitigation measures relating to municipal services, and specifically hydrology/water quality and transportation/traffic. The MMRP includes mitigation measures to address potential impacts to surface and groundwater, potential flooding, and public safety resulting from implementation of the General Plan buildout.

City-County Memorandum of Understanding

This proposed Sphere of Influence Update takes into account the signing of the MOU between the City and the County. As part of the MOU, the following was agreed to regarding the City's and the County's 20-year UDB relationship with a LAFCO adopted SOI:

The County will cooperate with the City to establish a new 20-year UDB adopted by both the County and the City, which the Parties will use their best efforts to make coterminous with the SOI set by LAFCO.

The MOU also includes agreements regarding the County General Plan, development impact fees and provisions regarding development and land use within the County adopted UDB and Urban Area Boundary (UAB).

Since the February 4, 2015 Commission meeting, there still exists some issues of overlap between the Goshen UDB and the Visalia UGB. However, almost five years have passed since the adoption of the MSR. The Commission could elect to use the Visalia UDB as adopted in their 2030 general plan for the updated SOI boundary and when Goshen comes to adopt its SOI based on its updated UDB, the outstanding issues of overlap can be addressed then with minor adjustments to Visalia's SOI. This would avoid a costly preparation of another update to the Visalia MSR.

The following condition of approval is recommended to this SOI update to give the City, County and LAFCO flexibility in addressing the overlap issues with the Goshen UDB/SOI:

Overlap issues between the Visalia Tier 3 UGB/SOI and the Goshen UDB/SOI will be resolved as part of the SOI update for the Goshen CSD following the update to the Goshen Community Plan. Any potential adjustments to the Visalia SOI can be made in conjunction with the Goshen SOI update.

Required Determinations

GC §56425(e) requires that in determining the Sphere of Influence of each local agency the Commission shall consider and prepare a written statement of its determinations with respect to certain factors prior to making a decision.

(1) The present and planned land uses in the area, including agricultural and open-space lands.

The City's General Plan Land Use Element, in addition to the preparation of Specific Plans provides for the logical and reasonable growth and development for the City of Visalia. The City of Visalia has recently completed the process of updating the General Plan and uses a three tier Urban Growth Boundary (UGB) system with the third tier UGB as being equivalent to a 20-year Urban Development Boundary (UDB).

According to the City of Visalia General Plan Update, agriculture is the predominant existing land use in the Planning Area, with 39,518 acres. Over 90 percent of the agricultural lands in the Planning Area are outside of current city limits, but there are notable pockets of land under active cultivation even inside the incorporated area, totaling approximately 2,800 acres.

The General Plan policies provide a framework for limiting conversion of Important Farmland areas to the minimum extent needed to accommodate long-term growth, and phasing development in such a way that prevents "leap-frogging" or otherwise reducing the viability of remaining farmland. The General Plan also proposes to promote preservation of permanent agricultural open space around the City and maintain compact development through the three-tier growth boundary system.

According to the 2013 Municipal Service Review the UDB/UGB is adequate as a boundary for future growth, although minor adjustments may be appropriate.

(2) The present and probable need for public facilities and services in the area.

The City's two-year budget cycle is an excellent foundation and planning tool to assist the community in its orderly development in the acquisition of municipal facilities and to assure that service needs for the future are met. Clearly defined urban edges reflect a commitment to focus future growth within the City in order to prevent urban sprawl and protect environmentally sensitive areas. The UDB/UGB protect the health, safety, welfare, and quality of life of the residents of Visalia by concentrating future residential, commercial, and industrial growth in areas already served by urban services or areas where such services are to be provided consistent with this General Plan.

(3) The present capacity of public facilities and adequacy of public services.

The 2030 General Plan will increase demand for water services to a degree that exceeds the limits of existing supply and facilities. The City of Visalia contracts with California Water Service (Cal Water), a private water service provider, to serve the City with potable water and fire protection use. The Cal Water Visalia District completed a comprehensive Water Supply and Facilities Master Plan (Boyle Engineering) in February 2005. The master plan program is intended to proactively address the service needs of the existing customers in light of potential water quality and quantity issues as well as address expansion to the system to meet projected future growth. The master plan has a study area consistent with the City's UDB/UGB.

Despite the fact that the City is not the direct domestic water supplier for its residents the City continues to make significant efforts to ensure that the long term water supply needs of the City continue to be addressed. City officials have indicated that they are studying the feasibility of various alternatives of implementing a City owned domestic water system.

According to the last Municipal Service Review findings the current UDB/UGB is essentially still adequate as a boundary for future growth. The City prepares an annual budget that clearly and comprehensively describes the services provided by the City to residents and the funds expended for those services.

(4) The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency.

There are six unincorporated communities within or adjacent to the City SOI (Goshen, Patterson Tract area, Oak Ranch, K Street Island, Tract 92 and Sierra View) and one unincorporated community outside the SOI and UDB that is connected to the same domestic water system that serves Visalia (Tract 396).

(5) The present and probable need for services related to sewers, municipal and industrial water, or structural fire protection of any disadvantaged unincorporated communities (DUCs) within the sphere of influence.

Patterson Tract (Tract 34), Tract 359, Goshen, K Street Island and Tract 92 are disadvantaged. All of the DUCs are either served by CalWater's Visalia water system or by a Community Services District. All of the DUCs' sewer services are individual septic systems with the exception of Goshen, which is served by its CSD's sewer system and City's treatment facility. The City and the County have a mutual-aid agreement for fire protection services with five City fire stations and three County fire stations in the Visalia area.

Impact on Prime Agricultural Land, Agriculture and Open Space:

Agriculture is the predominant existing land use in the General Plan Planning Area, with 39,518 acres. As already mentioned over 90 percent of the agricultural lands in the Planning Area are outside of current city limits, but there are notable pockets of land under active cultivation even inside the incorporated area, totaling approximately 2,800 acres. As of 2010, 58 percent of the total agricultural acreage in the Planning Area (25,724 acres) were under Williamson Act contracts. Of these, 2,417 acres are in non-renewal, meaning that at the end of their 10-year period, they will not renew their contracts.

According to the recent General Plan Update significant agricultural land area within the Visalia Planning Area is likely to be converted to urban uses by 2030 in order to accommodate projected growth. At buildout, 55 percent of the Planning Area will be either urban, water resources or other soil types, compared with 33 percent in 2010, while 45 percent will be in agricultural use, down from approximately 67 percent today. If the General Plan were developed to its full capacity, about 14,580 acres of agricultural land would be replaced by urban development. Land classified as "Prime Farmland" and "Farmland of Statewide Importance" account for 89 percent of this land, or 12,490 and 399 acres, respectively.

Continued conversion of agricultural lands to urban uses and rural residential uses could have an impact on the County's agricultural economic base. To protect farmland and open space, the Land

Use Element in the General Plan establishes a fairly compact urban growth area, encouraging infill development and new growth adjacent to or near existing urban uses in order to minimize sprawl and unnecessary conversion of agricultural lands.

Municipal Service Reviews:

Municipal Service Reviews provide a comprehensive review of the services provided by a city or district and present recommendations with regard to the condition and adequacy of these services and whether or not any modifications to a city or district's SOI are necessary. MSRs can be used as informational tools by LAFCO and local agencies in evaluating the efficiencies of current district operations and may suggest changes in order to better serve the public.

The City of Visalia's Municipal Service Review report was prepared pursuant to Section 56430. The report begins by providing background information and then summarizes data collected and analyzed for the purpose of supporting written statements of determination with respect to each of the following:

- Growth and population projections for the affected area
- The location and characteristics of any disadvantaged unincorporated communities within or contiguous to the sphere of influence
- Present and planned capacity of public facilities, adequacy of public services and infrastructure needs or deficiencies including needs or deficiencies related to sewers, municipal and industrial water, and structural fire protection in any disadvantaged, unincorporated communities within or contiguous to the sphere of influence
- Financial ability for agencies to provide services
- Status of, and opportunities for, shared facilities
- Accountability for community service needs, including governmental structure and operational efficiencies
- Any other matter related to effective or efficient service delivery, as required by commission policy

The City of Visalia's MSR update was adopted at the February 6, 2013 meeting. Many of the determinations from the MSR were used in the SOI determinations listed in this report. The MSR is available for review at the Commission's website: <http://lafco.co.tulare.ca.us/MSRs.asp>

Existing SOI and UDB Comparison:

Attached is a map showing the areas of change between the existing SOI and the new Visalia UDB (UGB Tier 3). Table 1 on the next page shows the land use changes in each of the areas and the total change between the SOI and the UDB/UGB. Adopting the UDB/UGB as the new SOI would result in a net reduction of over 3,000 acres of land (almost 5 square miles).

Table 1 – Areas of Change (acres)

Area	Residential	Commercial	Industrial	Public	Park Conservation	Reserve	Agriculture Undesignated	TOTAL
A	+1,159	+25	+634	+15	+180			+2,013
B					-28		-37	-65
C					-192	-1,575	-788	-2,555
D					-18	-113	-508	-639
E	+758			+40	+40			+838
F						-76	-799	-875
G							-805	-805
H	+429	+10		+15	+15			+469
I							-797	-797
J					-70		-1,547	-1,617
K			-19					-19
L			+636			+160		+796
TOTAL	+2,346	+35	+1,251	+70	-73	-1,604	-5,281	-3,256

Recommendations:

Adopt the City of Visalia SOI following the City of Visalia’s UDB/UGB (tier 3) as shown in their 2030 General Plan and in Figure 1.

Attachments:

1. Figure 1: Proposed SOI
2. Proposed SOI and Goshen Boundaries
3. Visalia SOI-UDB Areas of Change
4. City of Visalia General Plan Update EIR (CD) or http://www.visalia.city/depts/community_development/planning/gp.asp
5. City of Visalia Municipal Service Review update (CD) or <https://lafco.co.tulare.ca.us/lafco/index.cfm/msr/>

BEFORE THE LOCAL AGENCY FORMATION COMMISSION
OF THE
COUNTY OF TULARE, STATE OF CALIFORNIA

In the Matter of the City of Visalia)
Sphere of Influence Update) **RESOLUTION NO. 18-XX**
LAFCO Case No. 1510)

WHEREAS, pursuant to Government Code Section 56425, Local Agency Formation Commissions are required to establish, periodically review and revise or amend Sphere of Influence boundaries; and

WHEREAS, this Commission has adopted a Sphere of Influence Policy which requires that wherever possible, the Spheres of Influence for each of the incorporated cities and various special districts which provide urban services to unincorporated communities in the County reflect a twenty year growth area; and

WHEREAS, the Commission conducted a municipal service review adopted on February 6, 2013 (LAFCO Resolution 13-001); and

WHEREAS, the Commission the extended public hearing for the Visalia SOI on February 4, 2015; and

WHEREAS, the Commission has read and considered the reports and recommendations of the Executive Officer.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. The boundaries of the Sphere of Influence amendment are definite and

certain as shown in Figure 1.

2. The information, materials, and facts set forth in the application and the reports of the Executive Officer, including any corrections, have been received and considered in accordance with GC §56427.

3. The Commission has reviewed and considered the information, materials and facts presented by the following persons who appeared at the public hearing and commented on the proposal:

XXXXXXXXXXXXXXXXXXXX

4. All required notices have been given and all proceedings taken in this matter have been and now are in all respects taken in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, as amended.

5. Pursuant to GC §56430, the Municipal Service Review for the City of Visalia was approved on February 6, 2013, by Resolution No. 13-001.

6. The Commission hereby adopts the attached written determinations required under GC §56425 in support of the proposed Sphere of Influence adoption.

7. The Commission finds that pursuant to GC §56426.5(b)(2), the proposed SOI Update will not adversely effect the continuation of any Williamson Act contracts beyond their current expiration dates.

8. The Commission hereby finds that the proposed Sphere of Influence Update will have significant impacts on the environment, and certifies that the Commission has independently reviewed and considered the information contained in the 2030 General Plan Update EIR SCH# 2010041078 approved by the City of Visalia in compliance with the California Environmental Quality Act of 1970. The Commission

hereby adopts by reference the City's Findings and Statement of Overriding Considerations regarding the impacts to the environment, as set forth in the City's EIR. Accordingly, said EIR is hereby incorporated by reference.

9. The Commission hereby finds that the proposed City of Visalia Sphere of Influence is in compliance with the Cortese-Knox-Hertzberg Act, GC §§56425, 56430 and 56377, and Tulare County LAFCO Policy and Procedure Section C-5, Spheres of Influence.

10. The Sphere of Influence for the City of Visalia is hereby adopted as shown in Figure 1 with the following condition:

- a) Overlap issues between the Visalia Tier 3 UGB/SOI and the Goshen UDB/SOI will be resolved as part of the SOI update for the Goshen CSD following the update to the Goshen Community Plan. Any potential adjustments to the Visalia SOI can be made in conjunction with the Goshen SOI update.

11. Authorize the Executive Officer to sign and file a Notice of Determination on behalf of the Commission with the Tulare County Clerk pursuant to Section 21152 (a) of the Public Resources Code.

The foregoing resolution was adopted upon the motion by Commissioner _____,
and seconded by Commissioner _____, at a regular meeting held this 31st day of January
2018 by the following vote:

AYES:

NOES:

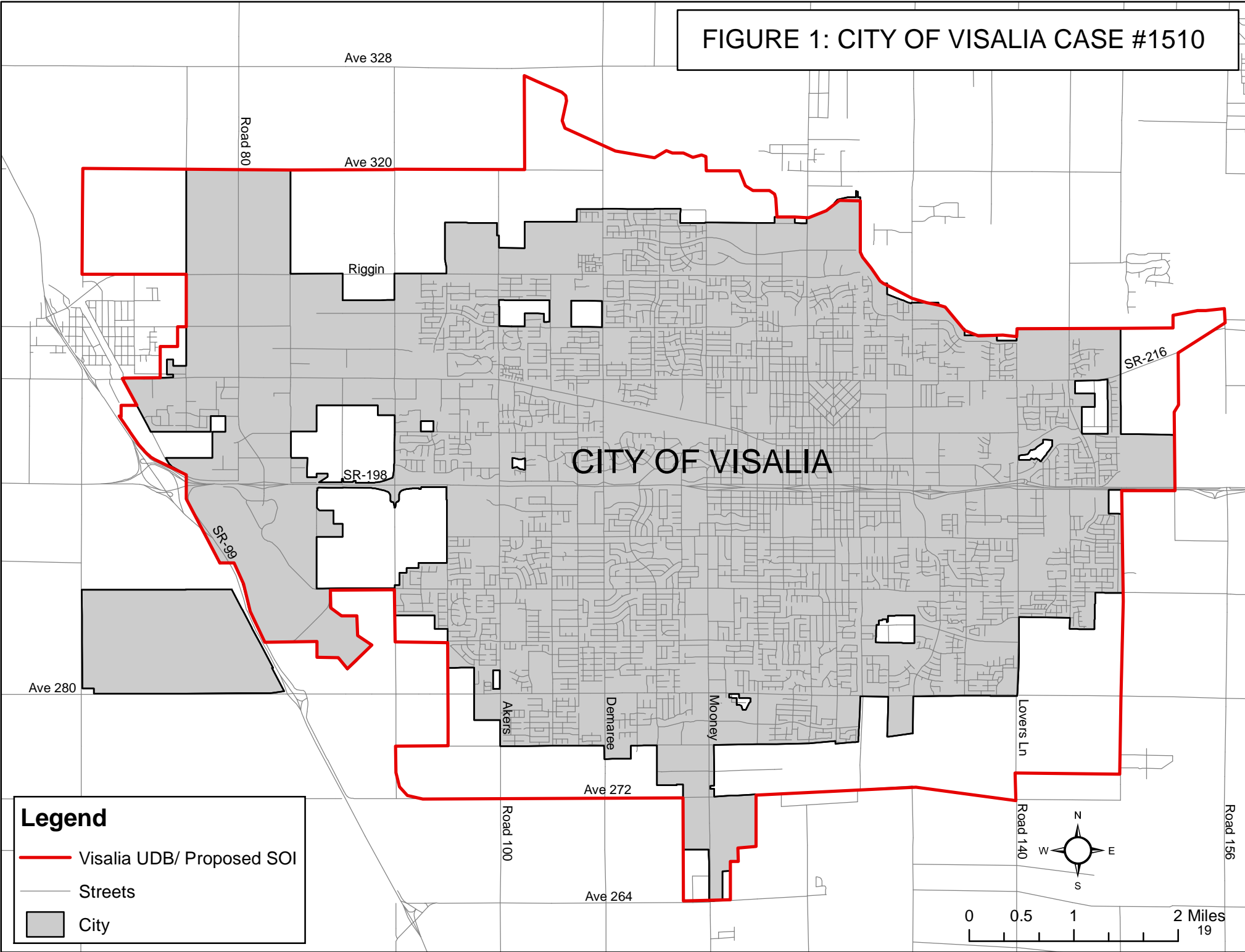
ABSTAIN:

PRESENT:

ABSENT:

Ben Giuliani, Executive Officer

FIGURE 1: CITY OF VISALIA CASE #1510

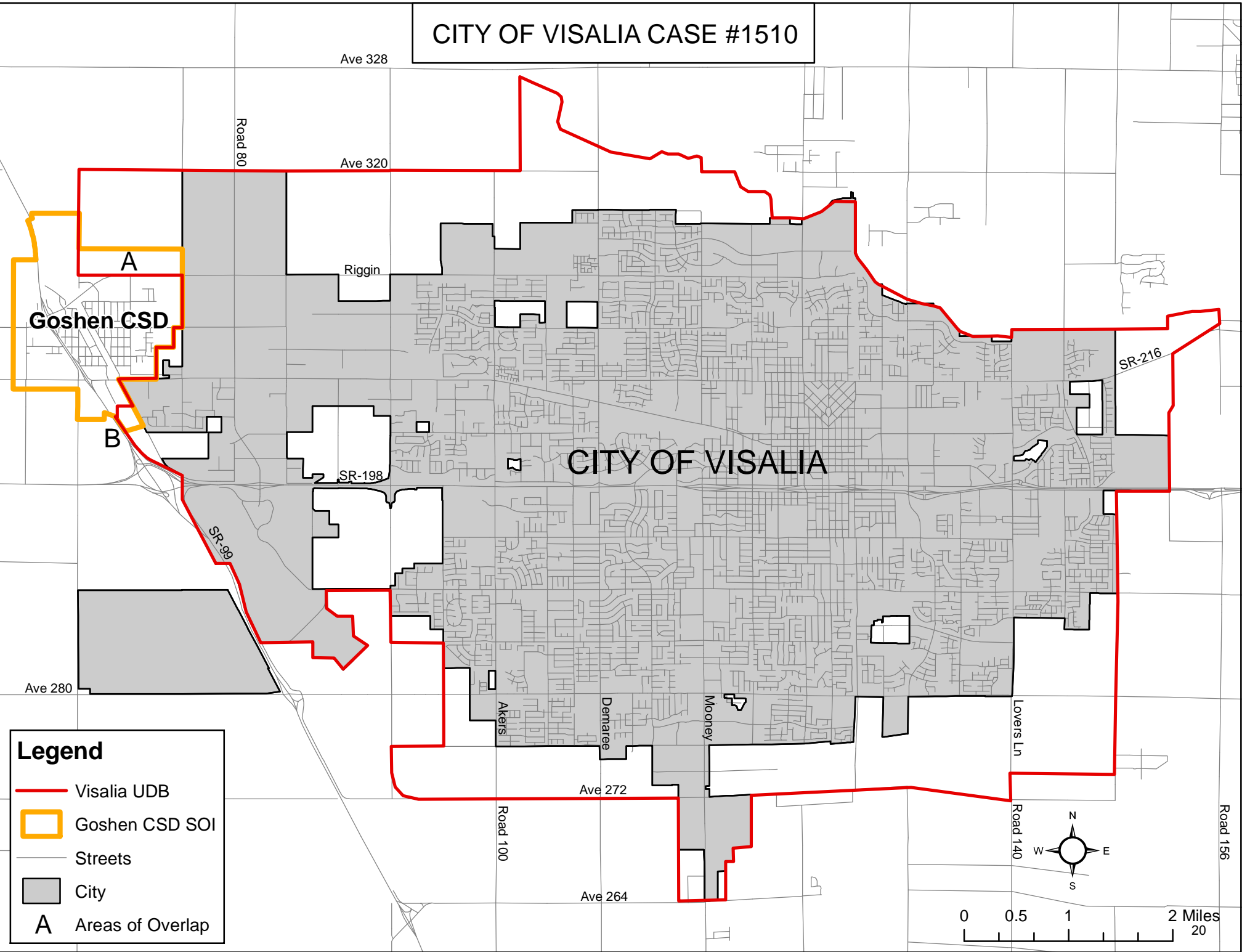


Legend

- Visalia UDB/ Proposed SOI
- Streets
- City

0 0.5 1 2 Miles
19

CITY OF VISALIA CASE #1510

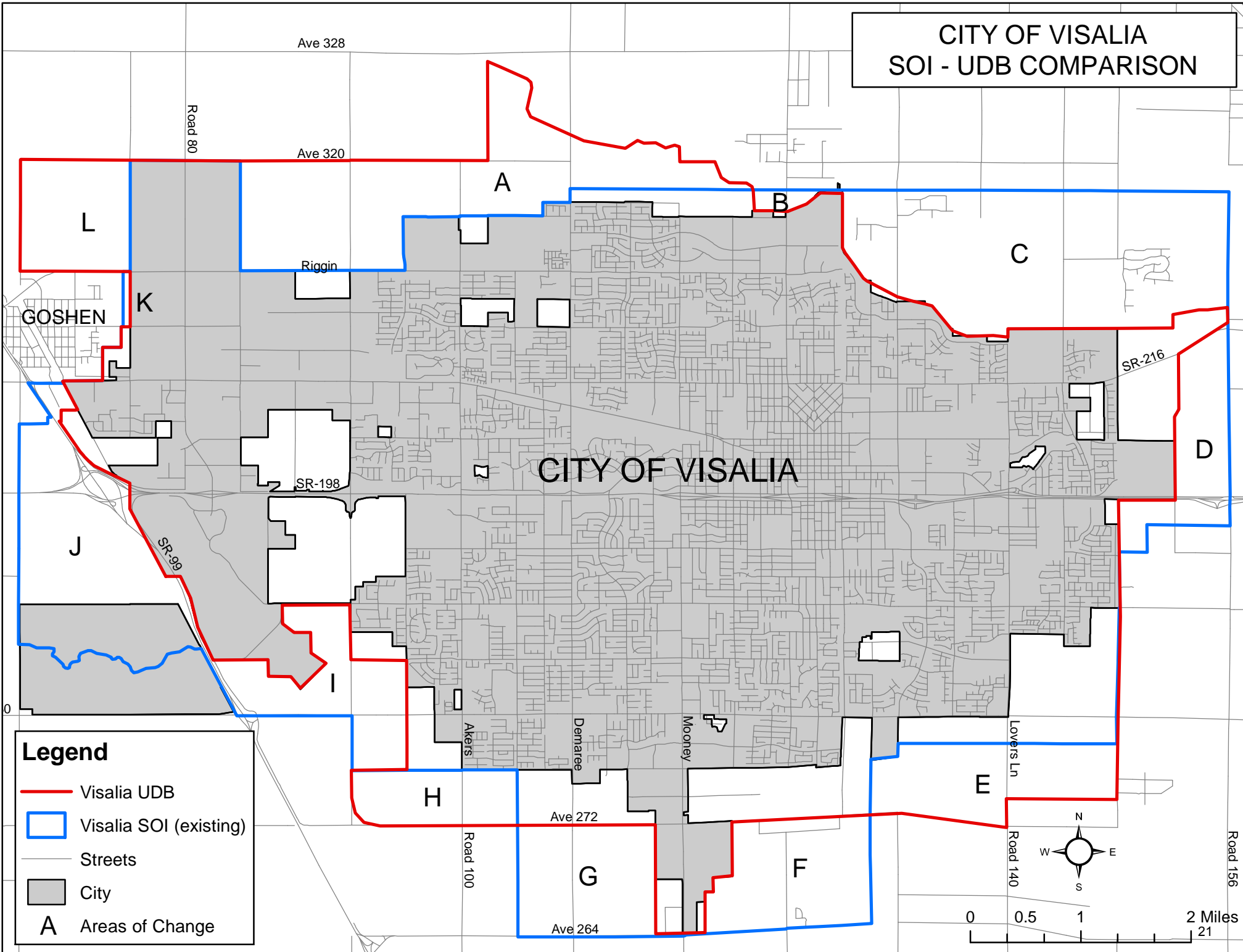


Legend

- Visalia UDB
- Goshen CSD SOI
- Streets
- City
- A Areas of Overlap

0 0.5 1 2 Miles
20

CITY OF VISALIA SOI - UDB COMPARISON



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TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church St., Suite B, Visalia, CA 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

COMMISSIONERS:
*Pete Vaner Poel, Chair
Juliet Allen, V-Chair
Cameron Hamilton
Rudy Mendoza
Steve Worthley*

ALTERNATES:
*Mike Ennis
Carlton Jones
Dennis Mederos*

EXECUTIVE OFFICER:
Ben Giuliani

January 31, 2018

To: LAFCO Commissioners and Alternates, Executive Officer
From: Steven Ingoldsby, Staff Analyst
Subject: Public Member Selection Process

BACKGROUND

Members of the Commission are appointed to four-year terms of office and may be reappointed. Government Code §56325 states the Commission shall include:

(d) One representing the general public appointed by the other members of the commission. The other members of the commission may also designate one alternate member who shall be appointed and serve pursuant to Section 56331. Selection of the public member and alternate public member shall be subject to the affirmative vote of at least one of the members selected by each of the other appointing authorities. Whenever a vacancy occurs in the public member or alternate public member position, the commission shall cause a notice of vacancy to be posted as provided in Section 56158. A copy of this notice shall be sent to the clerk or secretary of the legislative body of each local agency within the county. Final appointment to fill the vacancy may not be made for at least 21 days after the posting of the notice.

The Tulare County LAFCO Policy A-4 outlines the process for Selection of Members.

4.4 Public Member Selection and Appointment Policy (Resolution 96-06, 4-3-96)

The method for selecting the Public Member and Alternate Public Member should be equitable, efficient and clearly articulated for all concerned.

- A. In accordance with GC §56334, the term of office for the Public Member and Alternate Public Member shall be four years to expire on the first Monday in May or upon the qualification of the Commissioner's successor. The terms of office of the Public Member and Alternate Public Member shall be staggered by two years. The first full term for the Alternate Public Member shall begin on the first Monday in May, 1996.
- B. At least two months prior to the expiration of the term of office, the Executive Officer shall seek application to the position from the community at large. Reasonable effort

shall be taken to advertise the opening of the broadest selection of candidates possible. Candidates should be encouraged to submit a resume and statement regarding their qualifications and interest in serving on the Commission. This does not preclude the incumbent Public or Alternate Public Member from applying for appointment.

- C. At least one month prior to the expiration of the term of office, the Commission shall appoint a selection committee consisting of one County Member and one City Member. The committee will consider any materials submitted by the applicants and may conduct interviews of the candidates. It is anticipated that the candidates will be asked to present their qualifications in an initial statement to be followed by questions from the members of the selection committee. Following this process, the committee will select a candidate to recommend to the commission. The Executive Officer will place the matter of the selection of the Public member or Alternate Public Member on the agenda of a regular meeting of the Commission. The recommendation of the selection committee will be presented to the Commission at the meeting. The Commission will select the successful candidate by a majority vote on a motion to appoint the candidate to the Commission.
- D. The application and selection process as outlined above shall begin immediately following a Commission determination that a Public Member or Alternate Public Member position has become vacant before the expiration of the term.

DISCUSSION

The Commission amended (10/5/11) the Public Member and Alternate Member selection and appointment process to open the positions to the community at large at least two months before the expiration of the Member's term of office. The incumbent member may also reapply for another term. The Public Member's term, currently held by Julie Allen, is expiring on May 7, 2018.

Listed below is the proposed timeline for the selection and appointment of the Public Member for the term from May 7, 2018 to May 2, 2022.

- 1/31/18 to 3/2/18 Advertise the Public Member position to the public.
- 1/31/18 The Commission appoints a selection committee consisting of one County of Tulare member and one City member.
- 3/1/18 to 3/28/18 The selection committee reviews applications, interviews as necessary and selects a candidate to recommend to the Commission.
- 4/4/18 The Commission takes action to appoint the Public Member.
(Note: the appointment of the Public Member shall be subject to the affirmative vote of at least one County member and one City member.)

RECOMMENDATION

It is recommended that the Commission take action to appoint the members of the public member selection committee consisting of one County member and one City member.

BEFORE THE LOCAL AGENCY FORMATION COMMISSION
OF THE
COUNTY OF TULARE, STATE OF CALIFORNIA

In the Matter of the Appointment of)
The Alternate Public Member) **RESOLUTION NO. 18-00X**
Selection Committee)

WHEREAS, the term of office of the Alternate Public Member representing the general public on the Tulare County Local Agency Formation Commission expires on May 7, 2018; and

WHEREAS, Government Code Section 56325 (d) provides that the Alternate Public Member of the Commission shall be appointed by the other members of the Commission; and

WHEREAS, in accordance with Tulare County LAFCO Policy A-4 at least one month prior to the expiration of the term of office, the Commission shall appoint a selection committee consisting of one County Member and one City Member; and

WHEREAS, the committee members will consider any materials submitted by the applicants, may conduct interviews of the candidates; and select a candidate to recommend to the Commission.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

For the Alternate Public Member position due to expire on May 7, 2018, Commissioner _____ (County Member) and Commissioner _____ (City Member) are hereby appointed to the Selection Committee. The Committee will be charged with selecting a candidate to recommend to the Commission. The recommendation of the Selection Committee will be presented to the Commission at a regular meeting of the Commission. The Commission will select the successful candidate by a majority vote on a motion to appoint the candidate to the Commission.

The forgoing resolution was adopted upon motion of Commissioner XXXXX, seconded by Commissioner XXXX, at a regular meeting held on this 31st day of January, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

PRESENT:

ABSENT:

Ben Giuliani, Executive Officer

2018 Events Calendar

JANUARY

- 17-19 League New Mayor & Council Academy (Sacramento)
- 19 **CALAFCO Legislative Committee** (San Diego)
- 22 **CALAFCO U (Sacramento) Legislation Implementation & Transparency**
- 24-26 CA Assn. of Sanitation Agencies Conference (Palm Springs)

FEBRUARY

- 16 **CALAFCO Legislative Committee** (Sacramento)
- 23 **CALAFCO Board of Directors Meeting** (San Diego)

MARCH

- 14 Assn. of CA Water Agencies Legislative Symposium (Sacramento)
- 15-18 Local Government Commission Ahwahnee Conference (Yosemite)
- 16 **CALAFCO Legislative Committee** (Irvine)

APRIL

- 11-13 **CALAFCO Staff Workshop** (San Rafael)
- 11-13 Fire District Assn. Annual Meeting (Monterey)
- 18 League of Cities Legislative Day (Sacramento)

MAY

- 4 **CALAFCO Board of Directors Meeting** (Sacramento)
- 11 **CALAFCO Legislative Committee** (Sacramento)
- 8-11 Assn. of CA Water Agencies Conference (Sacramento)
- 16-17 CA State Assn. of Counties Legislative Days (Sacramento)
- 22-23 CA Special Districts Assn. Legislative Days (Sacramento)

Sharing Information and Resources

CALIFORNIA ASSOCIATION OF
LOCAL AGENCY FORMATION
COMMISSIONS

1215 K Street, Suite 1650
Sacramento, CA 95814
916-442-6536

JUNE

- 8 **CALAFCO Legislative Committee** (Conference call)
- 27-28 League Mayor & Council Executive Forum (Monterey)

JULY

- 20 **CALAFCO Board of Directors Meeting** (Ontario)
- 27 **CALAFCO Legislative Committee** (Conference call)

AUGUST

- 8-10 CA Assn. of Sanitation Agencies Annual Conference (Monterey)
- 17 **CALAFCO Legislative Committee** (Conference call)

SEPTEMBER

- 12-14 League Annual Conference (Long Beach)
- 19-21 Regional Council of Rural Counties Annual Conference (Napa)
- 24-27 CA Special Districts Assn. Annual Conference (Indian Wells)

OCTOBER

- 3-5 **CALAFCO Annual Conference** (Yosemite)
- 4 **CALAFCO Annual Business Meeting** (Yosemite)
- 5 **CALAFCO Board of Directors Meeting** (Yosemite)
- 26 **CALAFCO Legislative Committee (2019)** (Conference call)

NOVEMBER

- 9 **CALAFCO Legislative Committee (2019)** (Sacramento)
- 27-30 CA State Assn. of Counties Annual Conference (San Diego)
- 27-30 Assn. of CA Water Agencies Conference (San Diego)

DECEMBER

- 7 **CALAFCO Board of Directors Meeting** (Sacramento)