

SAN BENITO LOCAL AGENCY FORMATION COMMISSION
MINUTES OF MEETING

February 25, 2016

Board of Supervisors Chambers
Hollister, CA

1. In the absence of Chair Edge, Vice Chair Bettencourt called the meeting to order at 6:00 pm. Present were Commissioners Barrios, Botelho and Velasquez, Alternate Commissioner Tognazzini, Executive Officer Bob Braitman and Legal Counsel Barbara Thompson. Commissioner Edge and Alternate Commissioners Gomez and Rivas were not present.
2. The Pledge of Allegiance was recited.
3. Public Comment Period - There were no public comments.

CONSENT AGENDA:

4. Approval of Minutes

Upon motion by Botelho, second by Velazquez, the minutes of the January 28, 2016 meeting were approved as submitted.

Ayes: Bettencourt, Botelho, Velazquez
Noes: None
Abstain: Barrios

OUT OF AGENCY SERVICE AGREEMENTS

5. LAFCO No. 512 – City of Hollister Out of Agency Service (Del Webb at San Juan Oaks)

Testimony was provided by Byron Turner representing San Benito County.

After due consideration, upon motion by Velazquez, second by Barrios, the Commission certified it had reviewed and considered the Subsequent Environmental Impact Report and adopted findings pursuant to the CEQA Guidelines by incorporating by reference the findings and statement of overriding considerations included in Board of Supervisors Resolution No. 2015-82 and approved this proposal allowing the City of Hollister to provide wastewater treatment services outside its boundaries for this potential wastewater service area.

Ayes: Barrios, Bettencourt, Botelho, Velazquez
Noes: None
Abstain: None

Commissioner Edge arrived at 6:15 PM and assumed the Chair.

6. LAFCO No. 508 – City of Hollister Out of Agency Service (Rodriguez)

Testimony was provided by Anne Hall representing the landowner and City of Hollister City Manager Bill Avera.

After due consideration, upon motion by Velazquez, second by Edge, the Commission voted to deny the application and encourage that the property be annexed to the City.

Ayes: Edge, Velazquez
Noes: Barrios, Bettencourt, Botelho
Abstain: None

After due consideration, upon motion by Barrios, second by Botelho, the Commission affirmed the Mitigated Negative Declaration and approved the City request to be allowed to provide water and sewer services to this property located outside of the city, with the condition that the property owner execute and record a covenant and consent to annex to the City that will insure to future owners of the property.

Ayes: Barrios, Bettencourt, Botelho
Noes: Edge, Velazquez
Abstain: None

BOUNDARY CHANGE PROPOSALS

7. LAFCO No. 13 – Maple Park Annexation to the City of Hollister

Testimony was provided by Hugh P. Bikle, the property owner, and interested citizens Richard Ferreira and Marilyn Ferreira.

Legal Counsel Barbara Thompson noted that due to litigation issues she recommends this item be continued to the future meeting.

After due consideration, upon motion by Velazquez, second by Botelho, the Commission continued the item to the March 24 LAFCO Meeting

Ayes: Barrios, Bettencourt, Botelho, Edge, Velazquez
Noes: None
Abstain: None

8. LAFCO No. 502 A – El Cerro Annexation to the City of Hollister

There was no public comment.

The Commission received a report from the staff that the required protest hearing was conducted on January 28 and that written protests calculated after the hearing was closed were not sufficient to terminate the proceeding. The annexation was recorded and the property is within the City as of February 3, 2016.

The Executive Officer informed the Commission LAFCO 502 B – Hillcrest Annexation to the City of Hollister had been recorded that day and the property is within the City as of February 25.

BUSINESS ITEMS

9. Consideration of Future LAFCO Staffing

The ad hoc Committee of Commissioners Botelho and Velazquez reported on their efforts with regard to filling LAFCO staff positions upon the departure of the current Executive Officer and Commission Clerk.

Testimony was provided by Brent Barnes, Director of the County Resource Management Agency and Bill Avera, City Manager of Hollister.

After due consideration, upon motion by Bettencourt, second by Velazquez, the Commission appointed Brent Barnes as Executive Officer effective March 1, 2016, authorized the Clerk of Board of Supervisors to provide Commission Clerk services and directed that Chapter 8 of the Commissioner Handbook be amended to remove reference to existing staff arrangements.

Ayes:	Barrios, Bettencourt, Botelho, Edge, Velazquez
Noes:	None
Abstain:	None

10. Commissioner Announcements and Requests for Future Agenda Items

There were no announcements from Commissioners.

INFORMATIONAL

11. Transition Notes to Incoming Staff

The Commission received a report from the outgoing Executive Officer describing documents being provided to the incoming LAFCO staff, including a newly prepared Manual of Procedures and a review of the status of all pending LAFCO Proposals.

There was no public comment.

12. Staff Announcements

There were no staff announcements

13. Adjournment

Upon motion by Velazquez, second by Botelho, the meeting adjourned at 8:00 PM to the next regular meeting on Thursday, March 24, unless canceled by the Chair or a special meeting is called.

Final Minutes Approved by the Commission
on March 24, 2016

By  _____
Rick Edge, Chair