

**MINUTES OF THE
LAFCO MEETING
September 24, 2009**

The Local Agency Formation Commission (LAFCO) convened a regular meeting on Thursday, September 24, 2009, at 8:30 a.m. in the Imperial County Board of Supervisors Chambers, 940 Main Street, El Centro, California.

Commissioners present were Leimgruber, Ludwig, Snively, Ours and Kelley.

Staff present was the Executive Officer Heuberger, Legal Counsel Yeager and Secretary Buenrostro.

1. Approval of Minutes:

A motion made by Commissioner Snively, by unanimous roll call vote approved the minutes of July 9, 2009.

2. **(Continued)** Public hearing on the proposed annexation to the City of Calexico (CX 01-05) Estrella Subdivision submitted by Development Design & Engineering:

Mr. Jurg Heuberger, Executive Officer explained briefly of project and history of tax share agreements to Commissioner Kelley since this is his first meeting. Executive Officer mentioned resolutions, ordinances received from the City of Calexico. Commissioners had requested information from meeting held on July 9th, 2009. We received the following documentation:

- a. Letter from Westmount Properties stating estimated development timeline.
- b. Letter from Calexico Unified School District supporting construction.
- c. Letter from City of Calexico Engineer stating that they have adequate capacity to meet the capacity requirements that you need to make for findings under the Cortese-Knox Hertzberg Act.
- d. Resolution 09-60 from City of Calexico, "The City recognizes Jasper Road as a potential alternative to the realignment of Hwy 98. Additional, the City of Calexico will support and will not take any adverse actions to prevent Jasper Road from meeting future Caltrans expressway standards." The Executive Officer mentioned that it does not entirely address condition N in Executive Report. What we had asked is a resolution from the City if in fact they take any action; they would be responsible for all costs.

Provided a letter to Commissioners from Westmount Properties dated September 22, 2009, states that the Imperial Irrigation District substation be adjacent to an approved tentative subdivision map. If project does not record any final map and land is not provided by City of Calexico, Westmount Properties will dedicate a parcel for the substation.

Executive Officer informed Commission of a letter back in August 23, 1996 and November 13, 1996, that they required a \$100,000.00 bond to assure Jasper Road and Highway 111 be protected and haven't seen those conditions. Commission trusted applicant and the Executive Officer still has this bond. Steve Scaroni was the developer of Highway 111.

The resolution will have a condition Q "Developer shall provide an irrevocable offer of right-of-way for a future substation on the project site and when required by IID. If IID obtains an alternate site and does not need a substation on this project, no right-of-way will be required of this project." Conditions need to be met by Westmount Properties. Project approved and the motion carried on the affirmative roll call of all Commissioners present.

3. Information on 2009 CALAFCO Annual Conference:

The Executive Officer informed the Commissioners who would be attending conference that hotel and flight reservations and registration forms for conference have been made. Packet will be sent them to as soon as Secretary Buenrostro has it organized. Referenced to letter from CALAFCO regarding how to engage LAFCO members on a regional level to discuss issues for mutual concern and to provide input to the Board on LAFCO policy and legislative issues.

4. Discussion and Direction in response to questions raised by a City Manager:

The Executive Officer mentioned that Victor Carrillo, City Calexico Manager wanted to discuss functions of LAFCO and Executive Officer to Calexico City Management meeting but asked to withdraw it and wrote him a letter and copy was submitted to all Commissioners.

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

Vice-Chairman Ludwig informed that Mr. Victor Carrillo is no longer LAFCO Chairman and is now the City Manager for Calexico.

6. Adjournment.

The meeting adjourned at 10:20 a.m.

Colleen Ludwig, Vice-Chairman



Jurg Heuberger, CEP
Executive Officer to LAFCO