



FINAL MINUTES

LAFCO SPECIAL AND REGULAR MEETING
Wednesday, December 10, 2014, 8:30 a.m.
Planning Commissioner Hearing Room, Hall of Administration
10 Civic Center Plaza, Santa Ana

1. CALL TO ORDER

Chair McGregor called the regular meeting of the Local Agency Formation Commission (LAFCO) to order at 8:33 a.m.

2. PLEDGE OF ALLEGIANCE

Commissioner John Moorlach led the Pledge of Allegiance.

3. ROLL CALL

The following Commissioners and Alternates were present:

- **Chair Derek J. McGregor**
- **Commissioner Allan Bernstein**
- **Commissioner Cheryl Brothers**
- **Commissioner John Moorlach**
- **Commissioner Charley Wilson**
- **Commissioner John Withers**
- **Alternate Commissioner James Fisler**
- **Alternate Commissioner Todd Spitzer**

The following LAFCO staff members were present:

- Executive Officer Carolyn Emery
- Assistant Executive Officer Ken Lee
- Project Manager Benjamin Legbandt
- Commission Clerk Cheryl Carter-Benjamin
- Research Assistant Carolyn Jones
- Legal Counsel Clark Alsop

4. OATH OF OFFICE - COMMISSIONER BERNSTEIN

Commission Clerk Cheryl Carter-Benjamin administered the oath of office to Commissioner Bernstein.

**5. ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS
(Received After Agenda Distribution)**

None

6. PRESENTATIONS

The Commission and staff recognized **Commissioners Bates** and **Moorlach** for their years of service with Orange County LAFCO and thanked them for their wealth of knowledge.

Commissioners Bates and **Moorlach** expressed their gratitude for the opportunity to serve with Orange County LAFCO.

MOTION: Adopt the form of resolutions recognizing Commissioners Bates and Moorlach for their tenure with Orange County LAFCO. (John Withers)

SECOND: Charley Wilson

FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers, John Moorlach, Todd Spitzer, Charley Wilson, John Withers

AGAINST: None

ABSTAIN: None

MOTION PASSED

7. APPROVAL OF MINUTES

November 12, 2014 - Regular Commission Meeting Minutes

The minutes were approved with no corrections.

MOTION: Approve the November 12, 2014 Regular Commission Meeting Minutes. (John Withers)

SECOND: John Moorlach

FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers, John Moorlach, Todd Spitzer, Charley Wilson, John Withers

AGAINST: None

ABSTAIN: None

MOTION PASSED

8. PUBLIC COMMENT

Chair McGregor requested public comments on any non-agenda items.

Carolyn Moore, resident of Laguna Woods thanked the Commission for a job well done during the year.

Kathryn Freshley, resident of Laguna Woods thanked **Commissioner Moorlach** for being direct, his strength when making hard decisions, and for a job well done over the years.

Chair McGregor closed public comments.

9. CONSENT CALENDAR

None

10. PUBLIC HEARING

None

11. COMMISSION DISCUSSION AND ACTION

11a. - Selection of Executive Committee for Alternate Public Member Recruitment Process

Executive Officer Carolyn Emery summarized the reopening of the recruitment process and presented the staff report asking the Commission to appoint an Executive Committee to review applications and recommend final candidates to be interviewed by the Commission at the February regular meeting.

Chair McGregor expressed his willingness to serve on the Executive Committee with a recommendation to appoint **Commissioners Brothers** and **Withers** to the Executive Committee for review of applications and selection of final candidates to be interviewed.

MOTION: Appoint an Executive Committee to complete review of applications and select finalists to be interviewed by the Commission on February 11, 2015. (Todd Spitzer)

SECOND: Charley Wilson

FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers, John Moorlach, Todd Spitzer, Charley Wilson, John Withers

AGAINST: None

ABSTAIN: None

MOTION PASSED

11b. - 2014-2015 Work Plan Mid-Year Update

Executive Officer Carolyn Emery gave a brief presentation and highlighted the Commissioners mid-year accomplishments on the 2014-2015 Work Plan. **Commissioner Spitzer** stated that he would abstain on any discussions of the Esperanza Hills Annexation and the Ridgeline Country Club Reorganization projects, but noted his support for the Work Plan. **Commissioner Brothers** noted one minor grammatical correction.

- MOTION: Receive and file the mid-year update on the 2014-2015 LAFCO Annual Work Plan with one correction. (Cheryl Brothers)**
- SECOND: Allan Bernstein**
- FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers, John Moorlach, Todd Spitzer, Charley Wilson, John Withers**
- AGAINST: None**
- ABSTAIN: None**

MOTION PASSED

11c. - Adoption of the 2015 LAFCO Calendar

Commissioner Brothers asked the Commission to consider moving the proposed meeting dates currently scheduled for the third Wednesday in June and November to the second Friday in June and November.

Commissioner Withers asked the Executive Officer to follow-up with the Commissioners regarding alternate dates.

- MOTION: Approve the proposed 2015 LAFCO meeting calendar. (Allan Bernstein)**
- SECOND: Charley Wilson**
- FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers, John Moorlach, Todd Spitzer, Charley Wilson, John Withers**
- AGAINST: None**
- ABSTAIN: None**

MOTION PASSED

11d. - Adoption of FY 2015-2016 Retirement Contribution Rates

Project Manager Benjamin Legbandt summarized the retirement contribution rates as approved by the Orange County Employees' Retirement System (OCERS) Board for FY 2015-2016.

Commissioner Spitzer asked for clarification on prior action by the Commission regarding the Commission's 1.62 retirement plan available to LAFCO employees. Mr. Legbandt responded that when the Commission adopted the 1.62 plan in 2011 the Commission chose to pay for the reverse pickup as an incentive for future new

employees to choose the 1.62 plan over the 2.7 plan. Mr. Legbandt also noted that the Commission eliminated the 2.7 plan option for future LAFCO employees in 2013 and that new LAFCO employees are automatically enrolled in the 1.62 plan.

MOTION: Adopt resolution approving the OCERS retirement rates for 2015-2016. (Charley Wilson)

SECOND: Allan Bernstein

**FOR: Derek J. McGregor, Allan Bernstein, Cheryl Brothers,
John Moorlach, Todd Spitzer, Charley Wilson, John Withers**

AGAINST: None

ABSTAIN: None

MOTION PASSED

Commissioner Withers left at 9:27 a.m.

12. COMMISSIONER COMMENTS

Commissioner Moorlach spoke of the Los Alamitos Pump Station, which due to the irregularity of the shared border of Los Angeles and Orange Counties was outside County of Orange and encouraged staff to explore future adjustment of the county boundary.

13. EXECUTIVE OFFICER'S REPORT

Executive Officer updated the Commission on the following:

- Relocation of LAFCO offices are on track with an expected move-in date occurring in January. Staff will continue to provide regular updates as needed.
- Executive Officer presented a letter from the Serrano Water District supporting the transfer of local sewer service for OCSA Sewer Area 7 to EOCWD.
- Congratulations to Commissioner Bernstein who was elected by the City Selection Committee to serve as the LAFCO Regular City Member. ACC-OC will hold their election for the Alternate City Member seat in May 2015.
- Executive Officer presented a LAFCO 101 update to the ISDOC membership in October. A similar presentation to the City Managers Association will be done in January.
- Staff changes - the Assistant Executive Officer has accepted a new position and his last day with LAFCO will be December 16, 2014. LAFCO welcomes a new addition to staff Ms. Carolyn Jones who will be co-managing the Shared Services and Fiscal Trends projects.

14. INFORMATIONAL ITEMS & ANNOUNCEMENTS

Chair McGregor provided a summary on the informational items and asked for any discussion from the Commission.

Commissioner Brothers provided the Commission with a brief update on proposed legislation for 2015 (SB13 and SB25) and noted that the Coalition of California LAFCOs (CCL) will review their bylaws at the Annual Summit scheduled for January 26, 2014.

14a. - LAFCO application for Detachment of Territory from City of Orange: Proposed "Ridgeline Country Club Reorganization" (RO 14-13)

14b. - Coalition of California LAFCOs Annual Summit (CCL)

14c. - Cancellation of January 2015 Regular Meeting

15. CLOSED SESSION

None

16. ADJOURNMENT OF REGULAR COMMISSION MEETING

The meeting adjourned at 9:35 a.m.

Derek J. McGregor, Chair
Orange County Local Agency Formation Commission

By: _____

Cheryl Carter-Benjamin
Commission Clerk