



## FINAL MINUTES

### OC LAFCO REGULAR MEETING AGENDA

Wednesday, April 10, 2019  
8:15 a.m.

Hall of Administration  
Planning Commission Hearing Room  
333 W. Santa Ana Blvd.  
10 Civic Center Plaza, Santa Ana, CA 92701

#### 1. CALL TO ORDER

Chair Brothers called the regular meeting of the Orange County Local Agency Formation Commission (OC LAFCO) to order at 8:16 a.m.

#### 2. PLEDGE OF ALLEGIANCE

Commissioner Derek J. McGregor led the Pledge of Allegiance.

#### 3. OATH OF OFFICE - COMMISSIONER WAGNER

Commission Clerk Cheryl Carter-Benjamin administered the Oath of Office to Commissioner Wagner.

#### 4. ROLL CALL

The following Commissioners and Alternates were present:

- Chair Cheryl Brothers
- Vice Chair Douglass Davert
- Commissioner Lisa Bartlett
- Commissioner Allan Bernstein
- Commissioner Derek J. McGregor
- Commissioner Donald Wagner
- Commissioner Charley Wilson
- Alternate Commissioner James Fisler
- Alternate Commissioner Lou Penrose

The following Commissioners were absent:

- **Alternate Commissioner Wendy Bucknum**
- **Alternate Commissioner Michelle Steel**

The following OC LAFCO staff members were present:

- Executive Officer Carolyn Emery
- Assistant Executive Officer Debra Kurita
- Policy Analyst Luis Tapia
- Policy Analyst Gavin Centeno
- Commission Clerk Cheryl Carter-Benjamin
- Legal Counsel Scott Smith

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

Commission Clerk Cheryl Carter-Benjamin noted that no supplemental correspondence was received.

**6. APPROVAL OF MINUTES**

**6a. - March 13, 2019 - Annual Strategic Planning Workshop Meeting Minutes**

The regular minutes were approved with no revisions.

**MOTION:** Approve the March 13, 2019 Annual Strategic Planning Workshop Meeting Minutes. (Allan Bernstein)

**SECOND:** Douglass Davert

**FOR:** Cheryl Brothers, Douglass Davert, Lisa Bartlett  
Allan Bernstein, Derek J. McGregor, Charley Wilson

**AGAINST:** None

**ABSTAIN:** Donald Wagner

**MOTION PASSED: 6-0-1.**

**7. PUBLIC COMMENT**

**Chair Brothers** requested public comments on any non-agenda items. Commission Clerk Cheryl Carter-Benjamin noted no speaker cards were received. **Chair Brothers** closed the public comments.

**8. CONSENT CALENDAR**

**Chair Brothers** called for the approval of the consent calendar.

**8a. - 2019 Update to the Local Guidelines for Implementing the California Environmental Quality Act (CEQA)**

**8b. - FY 2018-19 Comprehensive Quarterly Report - Second Quarter**

**MOTION:** Approve the Consent Calendar. (Derek J. McGregor)

**SECOND:** Lisa Bartlett

**FOR:** Cheryl Brothers, Douglass Davert, Allan Bernstein,  
Lisa Bartlett, Derek J. McGregor, Donald Wagner,  
Charley Wilson

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED:** 7-0.

**9. PUBLIC HEARING**

**9a. - Proposed Fiscal Year 2019-20 OC LAFCO Budget and Fee Schedule**

Assistant Executive Officer Debra Kurita presented the staff report on the proposed budget and updated fee schedule for FY 2019-20. Ms. Kurita concluded her presentation by acknowledging the OC LAFCO accountant, Cindy Byerrum, who was also available to answer questions.

During discussion on this item, additional information from staff was requested for the following: the increase in the line item allocation for County charges, the budget impact of the organizational assessment adopted by the Commission in March 2018 and continued draw-down of reserves.

**Chair Brothers** opened the public hearing.

Stacy Taylor, External Affairs Manager for Mesa Water District, spoke in support of the proposed budget.

**Chair Brothers** closed the public hearing and called for the motion.

**MOTION:** Adopt the Proposed FY 2019-20 OC LAFCO Budget and direct the Executive Officer to distribute the document for review and comment to the Board of Supervisors, cities and special districts; direct staff to schedule an additional public hearing for consideration and adoption of the Final FY 2019-20 OC LAFCO Budget at the May 8, 2019 regular meeting; and adopt

the form of resolution approving the updated OC LAFCO Fee Schedule. (Douglass Davert)

**SECOND:** Allan Bernstein  
**FOR:** Cheryl Brothers, Douglass Davert, Allan Bernstein,  
Lisa Bartlett, Derek J. McGregor, Charley Wilson  
**AGAINST:** Donald Wagner  
**ABSTAIN:** None

**MOTION PASSED: 6-1.**

## 10. COMMISSION DISCUSSION AND ACTION

### 10a. - 2019 Strategic Plan

Executive Officer Carolyn Emery presented the staff report on the Commission's 2019 Strategic Plan. Executive Officer Emery noted the plan was developed based on the Commission's discussion at the Strategic Planning Workshop that was held on March 13, 2019 to identify key priorities and desired outcomes for the next 18 months.

**Vice Chair Davert** stated that the plan developed by staff was reflective of the Commission's discussion that occurred at the strategic workshop. He also gave feedback to staff on the strategy to enhance communication with OC LAFCO key affected agencies and stakeholders.

**MOTION:** Adopt the 2019 OC LAFCO Strategic Plan; and direct staff to present the 2019-20 Work Plan for consideration at the May 8, 2019 regular meeting. (Douglass Davert)  
**SECOND:** Charley Wilson  
**FOR:** Cheryl Brothers, Douglass Davert, Allan Bernstein,  
Lisa Bartlett, Derek J. McGregor, Donald Wagner,  
Charley Wilson  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

### 10b. - Legislative Report - April 2019

Policy Analyst Luis Tapia gave the staff presentation on the legislative report.

**Commissioner Wagner** stated that the OC LAFCO review should also include other legislation that LAFCOs may oppose that is within its purview.

**Chair Brothers** asked **Commission Wagner** to inform staff of legislation that should be reviewed and brought to the Commission for consideration.

**MOTION:** Receive and file the April 10, 2019 Legislative Report; and adopt a "support" position on AB 213, AB 818, AB 1253, AB 1822, SB 379, SB 380, and SB 381. (Donald Wagner)

**SECOND:** Allan Bernstein

**FOR:** Cheryl Brothers, Douglass Davert, Allan Bernstein, Lisa Bartlett, Derek J. McGregor, Donald Wagner, Charley Wilson

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED:** 7-0.

## 11. COMMISSIONER COMMENTS

**Commissioner Wagner** commented on his appointment to the Commission.

The **Commissioners** congratulated **Commissioner Wagner** on his appointment to the Commission.

**Commissioner Wilson** gave reflections and comments on his immediate resignation from the Commission.

**Commissioner Wilson** was acknowledged by Commissioners for his many years of service and leadership on the Commission.

**Commissioner Bernstein** noted that legislation regarding the water tax, as it may include the consolidation of the smaller agencies that can no longer provide adequate services, should be reviewed.

**Chair Brothers** presented **Commissioner McGregor** with a plaque recognizing him for his outstanding service and leadership as Chair of OC LAFCO from December 2014 to January 2018.

## 12. EXECUTIVE OFFICER'S REPORT

The Executive Officer stated there were no items to report.

## 13. INFORMATIONAL ITEMS & ANNOUNCEMENTS

**Chair Brothers** noted her continued participation on the CALAFCO ad hoc committee and stated that there will be an increase in CALAFCO dues in the future.

## 14. CLOSED SESSION

The Chair stated that there were no closed session items for discussion.

**15. NOTICE OF ADJOURNMENT OF THE REGULAR COMMISSION MEETING**

The Regular Commission Meeting was adjourned at 9:06 a.m. The next regular OC LAFCO meeting is scheduled for Wednesday, May 8, 2019 at 8:15 a.m. in the Hall of Administration, Planning Commission Hearing Room, 333 W. Santa Ana Blvd., 10 Civic Center Plaza, Santa Ana, CA 92701.

Cheryl Brothers, Chair  
Orange County Local Agency Formation Commission

By: Cheryl Carter-Benjamin  
Cheryl Carter-Benjamin  
Commission Clerk