



DRAFT MINUTES

5a

OC LAFCO REGULAR MEETING AGENDA

Wednesday, March 11, 2020
8:15 a.m.

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

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE

Commissioner McGregor led the Pledge of Allegiance.

3. ROLL CALL

The following Commissioners and Alternates were present:

- Chair Cheryl Brothers
- Vice Chair Douglass Davert
- Commissioner Lisa Bartlett
- Commissioner Allan Bernstein
- Commissioner James Fisler
- Commissioner Derek J. McGregor
- Alternate Commissioner Kathryn Freshley
- Alternate Commissioner Lou Penrose

The following Commissioner was delayed:

- Alternate Commissioner Wendy Bucknum (arrived at 8:23 a.m.)

The following Commissioners were absent:

- Commissioner Donald Wagner

- **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

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

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

5. APPROVAL OF MINUTES

5a. – January 8, 2020 - Regular Commission Meeting

The regular minutes were approved with no revisions.

MOTION: Approve the January 8, 2020 Regular Commission Meeting Minutes. (Douglass Davert)

SECOND: Derek J. McGregor

**FOR: Cheryl Brothers, Douglass Davert, James Fisler,
Derek J. McGregor**

AGAINST: None

ABSTAIN: Lisa Bartlett, Allan Bernstein, James Fisler

MOTION PASSED: 4-0-2

6. PUBLIC COMMENT

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

Commission Clerk Cheryl Carter-Benjamin noted that no speaker cards were received. **Chair Brothers** closed the public comments.

7. CONSENT CALENDAR

7a. – Fiscal Year 2019-20 Comprehensive Quarterly Report – Second Quarter

MOTION: Approve the Consent Calendar. (Derek J. McGregor)
SECOND: Lisa Bartlett
FOR: Cheryl Brothers, Douglass Davert, Lisa Bartlett,
Allan Bernstein, James Fisler, Derek J. McGregor
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0.

8. PUBLIC HEARING

8a. – Fiscal Year 2020-21 OC LAFCO Proposed Budget and Fee Schedule

Assistant Executive Officer Debra Kurita presented the staff report on the proposed budget and updated fee schedule for FY 2020-21 and noted that staff and LAFCO consultant were available to address any questions.

General questions and clarifications for the Commissioners were addressed by the Executive Officer, the Assistant Executive Officer and the Accountant.

Chair Brothers opened the public hearing. Commission Clerk Cheryl Carter-Benjamin noted no speaker cards were received. **Chair Brothers** closed the public hearing and called for the motion.

MOTION: Adopt the Proposed FY 2020-21 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 a public hearing for consideration and adoption of the Final FY 2020-21 Budget at the May 13, 2020 regular meeting; and adopt the resolution approving the fee schedule. (Douglass Davert)
SECOND: Allan Bernstein
FOR: Cheryl Brothers, Douglass Davert, Lisa Bartlett,
Allan Bernstein, James Fisler, Derek J. McGregor
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0

9. COMMISSION DISCUSSION AND ACTION

9a. – Legislative Report (March 2020)

Policy Analyst Luis Tapia presented the staff report on legislative bills introduced since the reconvening of the Legislature in early January.

MOTION: Receive and file the March 11, 2020 Legislative Report; maintain a "Support" position on AB 213 and "Watch" position on SB 414; and adopt a "Watch" position on SB 799 and AB 1751. (Allan Bernstein)

SECOND: Douglass Davert

FOR: Cheryl Brothers, Douglass Davert, Lisa Bartlett, Allan Bernstein, James Fisler, Derek J. McGregor

AGAINST: None

ABSTAIN: None

MOTION PASSED: 6-0

9b. – Request of Sponsorship for CALAFCO 2020 Staff Workshop

Executive Officer Carolyn Emery presented the staff report on the requested sponsorship and recommended that the Commission approve the participation of OC LAFCO as a supporting sponsor of the CALAFCO 2020 Staff Workshop.

Ms. Emery noted that she has been in discussions with CALAFCO's Executive Director on steps that CALAFCO may consider regarding the workshop in light of events involving COVID-19.

MOTION: Approve the sponsorship of Supporting Sponsor for the CALAFCO 2020 Staff Workshop. (Douglass Davert)

SECOND: Derek J. McGregor

FOR: Cheryl Brothers, Douglass Davert, Lisa Bartlett, Allan Bernstein, James Fisler, Derek J. McGregor

AGAINST: None

ABSTAIN: None

MOTION PASSED: 6-0.

10. COMMISSIONER COMMENTS

General comments were made by Commissioners.

11. EXECUTIVE OFFICER'S REPORT

The Executive Officer Carolyn Emery gave oral updates on the following:

- **Annexation of City of San Juan water and wastewater utilities to the Santa Margarita Water District.** Executive Officer noted that the Santa Margarita Water District has indicated that the District will file an application this month. If the application is received as stated, then it will be scheduled for consideration by the Commission in May or June.

- **OC LAFCO Communications Plan.** CV Strategies will present the findings of the communications assessment at the April regular meeting.
- **2020 CALAFCO Staff Workshop.** Executive Officer will keep the Commission informed of next steps for the Workshop.
- **17th Street/Tustin Annexation.** Executive Officer acknowledged the outreach done by the City of Santa Ana to the island residents following successful annexation to the City.
- **Presentations to South County Unincorporated Communities and the California Property Tax Managers.** Executive Officer updated the Commission on recent meetings with Coto de Caza and Ladera Ranch groups and the presentation to the Auditor-Controllers' staff from across the State.

12. INFORMATIONAL ITEMS & ANNOUNCEMENTS

12a. – Annual Filing of Form 700 and Bi-Annual Ethics Training Requirements

Chair Brothers reminded the Commissioners to complete the Form 700 and the requirement of the bi-annual ethics training. Commission Clerk Carter-Benjamin provided additional information.

13. CLOSED SESSION

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

14. NOTICE OF ADJOURNMENT OF THE REGULAR COMMISSION MEETING

Chair Brothers adjourned the Regular Commission Meeting at 8:56 a.m. to the next regular OC LAFCO meeting scheduled for Wednesday, April 8, 2020 at 8:15 a.m. at 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
Commission Clerk