



## DRAFT MINUTES

7a

## OC LAFCO REGULAR MEETING AGENDA

Wednesday, October 14, 2020  
8:15 a.m.

*Due to COVID-19, this meeting was conducted by teleconference pursuant to the provisions of the Governor's Executive Orders N-25-20 and N-29-20, which suspend certain requirements of the Ralph M. Brown Act.*

**1. CALL TO ORDER**

**Chair Brothers** called the meeting of the Orange County Local Agency Formation Commission (OC LAFCO) to order at 8:17 a.m., announced that the Commission meeting is being conducted by teleconference, and participation by Commissioners and staff are from remote locations.

**2. ROLL CALL**

The following Commissioners and Alternates were present:

- **Chair Cheryl Brothers**
- **Vice Chair Douglass Davert**
- **Commissioner Wendy Bucknum**
- **Commissioner James Fisler**
- **Commissioner Derek J. McGregor**
- **Alternate Commissioner Kathryn Freshley**
- **Alternate Commissioner Lou Penrose**
- **Alternate Commissioner Mike Posey**

The following Commissioners were delayed:

- **Commissioner Donald Wagner (arrived at 8:22 a.m.)**
- **Commissioner Lisa Bartlett (arrived at 8:25 a.m.)**

The following Commissioner was absent:

- **Alternate Commissioner Michelle Steel**

The following OC LAFCO staff members were present:

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

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

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

**4. PUBLIC COMMENT**

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

Commission Clerk Cheryl Carter-Benjamin noted that no written comments were submitted by email on non-agenda items. **Chair Brothers** closed the public comments.

**5. CONSENT CALENDAR**

**Chair Brothers** called for the approval of the consent calendar. **Vice Chair Davert** motioned for approval of the consent calendar and **Commissioner Bucknum** seconded the motion.

**Chair Brothers** called for a roll call vote on the approval of the consent calendar. The Commission Clerk conducted a roll call vote on the item.

**5a. - Approval of Minutes - September 9, 2020 Regular Commission Meeting**

**5b. - OC LAFCO 2021 Meeting Calendar**

**5c. - OCERS FY 2021-22 Retirement Contribution Rates and Prepayment Program**

**MOTION:** Approve the consent calendar. (Douglass Davert)

**SECOND:** Wendy Bucknum

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

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED: 5-0.**

**6. PUBLIC HEARING**

No public hearing items scheduled.

**7. COMMISSION DISCUSSION AND ACTION**

**7a. - Legislative Report (October 2020)**

Policy Analyst Luis Tapia presented the October legislative report and provided a review of anticipated legislation for the 2020-21 legislative session.

**Chair Brothers** called for the approval of the staff recommendation. **Vice Chair Davert** motioned to receive and file the legislative report and **Commissioner McGregor** seconded the motion.

**Chair Brothers** called for a roll call vote on the approval of the staff recommendation. The Commission Clerk conducted a roll call vote on the item.

**MOTION: Receive and file the October 14, 2020 Legislative Report.**  
**(Douglass Davert)**

**SECOND: Derek J. McGregor**

**FOR: Douglass Davert, Derek J. McGregor, Lisa Bartlett,  
Wendy Bucknum, James Fisler, Donald Wagner,  
Cheryl Brothers**

**AGAINST: None**

**ABSTAIN: None**

**MOTION PASSED: 7-0.**

**7b. - Comprehensive Quarterly Report - First Quarter**

Policy Analyst Gavin Centeno presented the staff report on the first quarter comprehensive report.

**Vice Chair Davert** inquired about the submittal of the annexation application and fees by the Santa Margarita Water District. Staff responded that the District has not yet filed a formal application but has rendered a deposit to cover staff time incurred to assist the District with application documents and procedures.

**Chair Brothers** called for the approval of the staff recommendation. **Vice Chair Davert** motioned to receive and file the comprehensive quarterly report and **Commissioner Bucknum** seconded the motion.

**Chair Brothers** called for a roll call vote on the approval of the staff recommendation. The Commission Clerk conducted a roll call vote on the item.

**MOTION:** Receive and file the Fiscal Year 2020-21 Comprehensive Quarterly Report - First Quarter. (Douglass Davert)

**SECOND:** Wendy Bucknum

**FOR:** Douglass Davert, Wendy Bucknum, Lisa Bartlett, James Fisler, Derek J. McGregor, Donald Wagner, Cheryl Brothers

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED:** 7-0.

## 8. COMMISSIONER COMMENTS

General comments were made by Commissioners.

**Chair Brothers** provided an update on the CALAFCO effort involving the restructuring of membership dues. The **Chair** noted that she would continue to keep the Commission informed.

## 9. EXECUTIVE OFFICER'S REPORT

The Executive Officer noted that there were no items to report.

## 10. INFORMATIONAL ITEMS & ANNOUNCEMENTS

### **10a. - LAFCO Application for Detachment of Territory from the City of Orange: Proposed "Givens Property Detachment from the City of Orange" (CD 20-12)**

Policy Analyst Gavin Centeno gave an oral report on an application filed by the landowner proposing the detachment of territory from the City of Orange to correct encroachment issues and properly align the boundaries of the respective parcel. He noted that in accordance with State law, subsequent to the filing of the application, the proposal must be placed on the Commission's regular meeting agenda for informational purposes only.

## 11. CLOSED SESSION

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

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

**Chair Brothers** adjourned the Regular Commission Meeting at 8:40 a.m., noting that due to the Veteran's holiday, there will be no regular meeting in November. The next regular OC LAFCO meeting is scheduled for Wednesday, December 9, 2020, at 8:15 a.m.

Cheryl Brothers, Chair  
Orange County Local Agency Formation Commission

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