

## FINAL MINUTES

### OC LAFCO REGULAR MEETING

Wednesday, February 9, 2022  
8:15 a.m.

*Due to COVID-19, this meeting was conducted virtually pursuant to the provisions of AB 361 in an effort to protect the safety of the Commission and its constituents.*

#### 1. CALL TO ORDER

**Chair Davert** called the meeting of the Local Agency Formation Commission of Orange County (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. PLEDGE OF ALLEGIANCE

**Commissioner Fisler** led the Pledge of Allegiance.

#### 3. BOARD APPOINTMENT – COMMISSIONER DO

**Chair Davert** noted the appointment of Commissioner Do and that the respective oath was completed electronically by the Commission Clerk.

#### 4. ROLL CALL

The following Commissioners were present:

- **Chair Douglass Davert**
- **Vice Chair Donald Wagner**
- **Commissioner Lisa Bartlett**
- **Commissioner James Fisler**
- **Commissioner Derek J. McGregor**
- **Commissioner Mike Posey**
- **Alternate Commissioner Kathryn Freshley**
- **Alternate Commissioner Peggy Huang**
- **Alternate Commissioner Lou Penrose**

The following Commissioners were absent:

- **Commissioner Wendy Bucknum**
- **Alternate Commissioner Andrew Do**

The following OC LAFCO staff members were present:

- Executive Officer Carolyn Emery
- Assistant Executive Officer Raymond Barragan
- Policy Analyst Luis Tapia
- Policy Analyst Gavin Centeno
- Commission Clerk Cheryl Carter-Benjamin
- General Counsel Malathy Subramanian

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

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

#### **6. PUBLIC COMMENT**

**Chair Davert** requested public comments on any non-agenda items. Executive Officer Carolyn Emery individually announced the public members who requested to speak. Comments made are generally noted below.

Michael Hoch provided general comments on concerns involving latent powers of Three Arch Bay Community Services District and asked that documents emailed to staff be displayed on the monitor for Commissioner reference.

Stacey Taylor, Mesa Water District, provided general comments and requested copies of the documents provided by residents of Three Arch Bay CSD.

David Goldberg provided general comments on concerns involving the latent powers of Three Arch Bay CSD.

**Chair Davert** closed the hearing of public comments.

#### **7. CONSENT CALENDAR**

**Chair Davert** called for a motion on the consent calendar. **Commissioner McGregor** motioned for approval of the consent calendar and **Commissioner Posey** seconded the

motion. General Counsel Malathy Subramanian noted that there were no requests from the public to speak on the item.

The Commission Clerk conducted a roll call vote on the item.

**7a. – Approval of Minutes – January 12, 2022, Regular Commission Meeting**

**MOTION:** Approve the Consent Calendar. (Derek J. McGregor)  
**SECOND:** Mike Posey  
**FOR:** Derek J. McGregor, Mike Posey, Donald Wagner, Lisa Bartlett,  
James Fisler, Peggy Huang, Douglass Davert  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**8. PUBLIC HEARING**

No public hearing items scheduled.

**9. COMMISSION DISCUSSION AND ACTION**

**9a. – OC LAFCO Personnel Policies and Procedures Update**

Executive Officer Carolyn Emery gave a brief staff presentation and noted the actions recommended by staff.

**Chair Davert** called for Commission discussion and public comments. Commissioners made general comments, and the Executive Officer noted that there were no requests from the public to speak on the item.

**Chair Davert** called for a motion on the recommended action. **Commissioner Fisler** motioned to approve the staff recommended action and **Commissioner Posey** seconded the motion.

The Commission Clerk conducted a roll call vote on the item.

**MOTION:** Adopt the OC LAFCO Personnel Policies and Procedures, as amended.  
(James Fisler)  
**SECOND:** Mike Posey  
**FOR:** James Fisler, Mike Posey, Donald Wagner, Lisa Bartlett,  
Peggy Huang, Derek J. McGregor, Douglass Davert  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**9b. – Legislative Policy and Guidelines**

**Chair Davert** asked if the Commission needed a staff presentation on the item. There was no request from the Commission and **Chair Davert** called for Commission discussion and public comments. No comments on the item by Commissioners were made, and the Executive Officer noted that there were no requests from the public to speak on the item.

**Chair Davert** called for a motion on the recommended action. **Commissioner Posey** motioned to approve the staff recommended action and **Commissioner McGregor** seconded the motion.

The Commission Clerk conducted a roll call vote on the item.

**MOTION:** Adopt the Legislative Policy and Guidelines, as amended. (Mike Posey)  
**SECOND:** Derek J. McGregor  
**FOR:** Mike Posey, Derek J. McGregor, Donald Wagner, Lisa Bartlett, James Fisler, Peggy Huang, Douglass Davert,  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**9c. – Six-Month Strategic Objectives Update**

Policy Analyst Gavin Centeno gave the staff presentation and noted the actions recommended by staff.

**Chair Davert** called for Commission discussion and public comments. Commissioners made general comments, and the Executive Officer noted that there were no requests from the public to speak on the item.

**Chair Davert** called for a motion on the recommended action. **Commissioner Posey** motioned to approve the staff recommended action and **Commissioner Bartlett** seconded the motion.

The Commission Clerk conducted a roll call vote on the item.

**MOTION:** Receive and file the Six-Month Strategic Objectives Update.  
(Mike Posey)  
**SECOND:** Lisa Bartlett  
**FOR:** Mike Posey, Lisa Bartlett, Donald Wagner, James Fisler, Peggy Huang,

**AGAINST:** Derek J. McGregor, Douglass Davert  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**9d. – 2022 Meeting and Events Calendar**

Executive Officer Carolyn Emery presented the item for Commission discussion and consideration.

**Chair Davert** called for Commission discussion and public comments. No comments on the item by Commissioners were made, and the Executive Officer noted that there were no requests from the public to speak on the item.

**Chair Davert** called for a motion on the recommended action. **Commissioner Fisler** motioned to approve the staff recommended action and **Commissioner McGregor** seconded the motion.

The Commission Clerk conducted a roll call vote on the item.

**MOTION:** Reschedule Strategic Planning Workshop to June 8, 2022; Approve the OC LAFCO 2022 Meeting and Events Calendar, as amended. (James Fisler)  
**SECOND:** Derek J. McGregor  
**FOR:** James Fisler, Derek J. McGregor, Donald Wagner, Lisa Bartlett, Peggy Huang, Mike Posey, Douglass Davert  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**10. COMMISSIONER COMMENTS**

Commissioners made general comments.

**11. EXECUTIVE OFFICER'S REPORT**

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

**12. INFORMATIONAL ITEMS & ANNOUNCEMENTS**

**12a. - OC LAFCO Web-based Programs**

Policy Analyst Luis Tapia presented a virtual tour of the agency's new Municipal Services Dashboard and Shared Services Program.

**13. CLOSED SESSION**

No closed session items scheduled.

**14. ADJOURNMENT OF THE REGULAR COMMISSION MEETING**

**Chair Davert** called for discussion on meeting in March. **Chair Davert** motioned to adjourn to an in-person meeting on March 9 in accordance with the requirements of AB 361 and the respective OC LAFCO resolution. **Commissioner Posey** seconded the motion and other Commissioners expressed their support.

**MOTION:** Renew findings contained in OC LAFCO Resolution No. CP 21-08 in accordance with AB 361; Adjourn to the March 9, 2022 Regular Meeting in person at the Planning Commission Hearing Room, 10 Civic Center Plaza in Santa Ana. (Douglass Davert)

**SECOND:** Mike Posey

**FOR:** Douglass Davert, Mike Posey, Donald Wagner, Lisa Bartlett, James Fisler, Peggy Huang, Derek J. McGregor

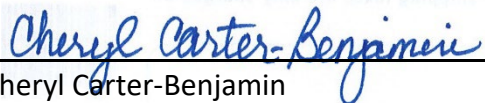
**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED: 7-0.**

**Chair Davert** adjourned the Regular Commission Meeting at 9:04 a.m.

Douglass Davert, Chair  
Orange County Local Agency Formation Commission

By:   
Cheryl Carter-Benjamin  
Commission Clerk