

DRAFT MINUTES

OC LAFCO REGULAR MEETING

Wednesday, March 9, 2022
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 Davert called the meeting of the Local Agency Formation Commission of Orange County (OC LAFCO) to order at 8:18 a.m.

2. PLEDGE OF ALLEGIANCE

Vice Chair Wagner led the Pledge of Allegiance.

3. ROLL CALL

The following Commissioners were present:

- **Chair Douglass Davert**
- **Vice Chair Donald Wagner**
- **Commissioner Lisa Bartlett (arrived at 8:20 a.m.)**
- **Commissioner James Fisler**
- **Commissioner Derek J. McGregor**
- **Alternate Commissioner Kathryn Freshley**
- **Alternate Commissioner Peggy Huang**
- **Alternate Commissioner Lou Penrose**

The following Commissioners were absent:

- **Commissioner Wendy Bucknum**
- **Commissioner Mike Posey**
- **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 Scott Smith

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

Executive Officer Carolyn Emery noted that no supplemental communication was received.

5. PUBLIC COMMENT

Chair Davert requested public comments on any non-agenda items. Commission Clerk Cheryl Carter-Benjamin noted that there were no requests to speak from the public.

Chair Davert closed the hearing of public comments.

6. CONSENT CALENDAR

Chair Davert asked if the Commissioners would like to pull any consent items for discussion and if there were any public comments. There were no requests from Commissioners to pull any of the consent items. The Commission Clerk noted no requests from the public to speak on the item. **Chair Davert** called for a motion on the consent calendar. **Commissioner Fisler** motioned for approval of the consent calendar and **Commissioner McGregor** seconded the motion.

6a. – Approval of Minutes – February 9, 2022, Regular Commission Meeting

6b. – CALAFCO Update

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

MOTION PASSED: 6-0.

7. PUBLIC HEARING

7a. – 2022-23 OC LAFCO Proposed Budget and Fee Schedule

Assistant Executive Officer Raymond Barragan gave a brief staff presentation and noted the actions recommended by staff.

Chair Davert opened the public hearing. Commission Clerk Cheryl Carter-Benjamin noted that there were no requests from the public to speak on the item. **Chair Davert** closed the public hearing.

Chair Davert asked if there were any questions or comments from Commissioners. Commission Accountant Ian Berg and Executive Officer Emery addressed general questions and requests for clarification made by the Commissioners regarding the agency's reserves.

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

- MOTION:** Adopt the Proposed FY 2022-23 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 a public hearing for consideration and adoption of the Final FY 2022-23 OC LAFCO Budget at the May 11, 2022 regular meeting; and Adopt Resolution No. CP22-01 approving the 2022-23 Fee Schedule. (Donald Wagner)
- SECOND:** Derek J. McGregor
- FOR:** Donald Wagner, Derek J. McGregor, Lisa Bartlett, James Fisler, Peggy Huang, Douglass Davert
- AGAINST:** None
- ABSTAIN:** None

MOTION PASSED: 6-0.

8. COMMISSION DISCUSSION AND ACTION

8a. – Legislative Report

Policy Analyst Luis Tapia presented the interim legislative report, including specifics on Senate Bill 938 sponsored by CALAFCO and the Commission's legislative policy, and noted the recommended action.

Chair Davert called for Commission discussion and public comments. Commissioners made general comments, and the Commission Clerk Cheryl Carter-Benjamin noted that there were no requests from the public to speak on the item.

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

MOTION: Adopt a *“Support”* position on SB 938; Direct staff to send a position letter to the bill authors of SB 938. (James Fisler)

SECOND: Derek J. McGregor

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

AGAINST: None

ABSTAIN: None

MOTION PASSED: 6-0.

9. COMMISSIONER COMMENTS

No general comments from Commissioners.

10. EXECUTIVE OFFICER’S REPORT

No items of report by the Executive Officer.

11. INFORMATIONAL ITEMS & ANNOUNCEMENTS

No informational items and announcements.

12. CLOSED SESSION

No closed session items scheduled.

13. ADJOURNMENT OF THE REGULAR COMMISSION MEETING

Chair Davert called for discussion on the meeting in April. General Counsel Scott Smith summarized the staff report and provided a summary of actions for the Commission to consider. **Commissioner Huang** motioned to not extend the application of Resolution No. 21-08 and return to fully in-person meetings. **Commissioner Wagner** seconded the motion.

MOTION: Return to fully in-person meetings. (Peggy Huang)

SECOND: Donald Wagner
FOR: Peggy Huang, Donald Wagner, Lisa Bartlett, James Fisler,
Derek J. McGregor, Douglass Davert,
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0.

Chair Davert adjourned the Regular Commission Meeting at 8:43 a.m. to April 13, 2022.

Douglass Davert, Chair
Orange County Local Agency Formation Commission

By: _____
Cheryl Carter-Benjamin
Commission Clerk