

## DRAFT MINUTES

### OC LAFCO REGULAR MEETING

Wednesday, April 13, 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

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

#### 3. ROLL CALL

The following Commissioners were present:

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

The following Commissioners were absent:

- **Alternate Commissioner Peggy Huang**
- **Alternate Commissioner Andrew Do**

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
- 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 and 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 Wagner** seconded the motion. **Commissioner Posey** noted his abstention in the approval of the March minutes due to his absence at that meeting.

#### **6a. – Approval of Minutes – March 9, 2022, Regular Commission Meeting**

#### **6b. – Fiscal Year 2021-22 Quarterly Financial Report (Third Quarter)**

**MOTION:** Approve the Consent Calendar. (James Fisler)  
**SECOND:** Donald Wagner  
**FOR:** James Fisler, Donald Wagner, Lisa Bartlett, Wendy Bucknum,  
Derek J. McGregor, Mike Posey, Douglass Davert  
**AGAINST:** None  
**ABSTAIN:** Mike Posey (for 6a. only)

**MOTION PASSED: 7-0.**

## **7. PUBLIC HEARING**

No public hearing items scheduled.

## **8. COMMISSION DISCUSSION AND ACTION**

### **8a. – Professional Consultant Services Agreement with Berkson Associates**

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 Commission Clerk 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 Wagner** motioned to approve the staff recommended actions and **Commissioner Bucknum** seconded the motion.

**MOTION:** Approve the Professional Services Agreement between OC LAFCO and Berkson Associates; Authorize the Executive Officer to execute the agreement. (Donald Wagner)  
**SECOND:** Wendy Bucknum  
**FOR:** Donald Wagner, Wendy Bucknum, Lisa Bartlett, James Fisler, Derek J. McGregor, Mike Posey, Douglass Davert  
**AGAINST:** None  
**ABSTAIN:** None

**MOTION PASSED: 7-0.**

### **8b. – First Amendment to Professional Consultant Services Agreement with Eide Bailly**

Executive Officer Carolyn Emery gave the staff presentation and noted the action recommended by staff.

**Chair Davert** called for Commission discussion and public comments. There were no comments from Commissioners, and the Commission Clerk 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 **Vice Chair Wagner** seconded the motion.

**MOTION:** Approve Amendment No. 1 to the professional services agreement with Eide Bailly LLP and authorize the Executive Officer to execute the amendment. (Mike Posey)

**SECOND:** Donald Wagner

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

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED: 7-0.**

### **8c. – Legislative Report**

Policy Analyst Luis Tapia 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 Commission Clerk 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 Bucknum** motioned to approve the staff recommended actions and **Commissioner Posey** seconded the motion.

**MOTION:** Adopt a “*Oppose*” position on AB 2081 and “*Support*” positions on AB 2957 and SB 1490, 1491, 1492; Direct staff to send position letters to the bill authors. (Wendy Bucknum)

**SECOND:** Mike Posey

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

**AGAINST:** None

**ABSTAIN:** None

**MOTION PASSED: 7-0.**

## **9. COMMISSIONER COMMENTS**

Commissioners made general comments.

## **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** adjourned the Regular Commission Meeting at 8:51 a.m. to May 11, 2022.

Douglass Davert, Chair  
Orange County Local Agency Formation Commission

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