

DRAFT MINUTES

OC LAFCO REGULAR MEETING

Wednesday, September 11, 2024
8:15 a.m.

County Administrative North (CAN)
First Floor Multipurpose Room 101
400 W. Civic Center Drive, Santa Ana, CA 92701

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE

Commissioner Moore led the Pledge of Allegiance.

3. ROLL CALL

The following Commissioners were present:

City Members

Wendy Bucknum (**Vice Chair**) (arrived at 8:18 a.m.)
Bruce Whitaker
Carol Moore (**Alt.**)

County Member

Donald P. Wagner (**Chair**)

Special District Members

Douglas Davert
James Fisler
Kathryn Freshley (**Alt.**)

Public Members

Derek J. McGregor
Lou Penrose (**Alt.**)

The following staff members and general counsel were present:

- Executive Officer Carolyn Emery
- Assistant Executive Officer Luis Tapia
- Policy Analyst II Gavin Centeno
- Policy Analyst I Aimee Diaz
- Commission Clerk Cheryl Carter-Benjamin
- General Counsel Scott Smith

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

The Commission Clerk noted that no supplemental communication was received.

5. PUBLIC COMMENT

Chair Wagner requested public comments on any non-agenda items. The Commission Clerk noted that there were no requests to speak from the public.

Chair Wagner closed the hearing of public comments.

6. CONSENT CALENDAR

Chair Wagner called for any requests to pull the consent calendar item for discussion. There were no requests to pull the consent calendar or Commission discussion, and the Commission Clerk noted that there were no requests from the public to speak on the item. **Commissioner Davert** motioned for approval of the consent calendar, and **Commissioner McGregor** seconded the motion.

6a. – August 14, 2024 - Regular Commission Meeting Minutes

MOTION: Approve the Consent Calendar. (Douglass Davert)
SECOND: Derek J. McGregor
FOR: Douglass Davert, Derek J. McGregor, Wendy Bucknum,
James Fisler, Bruce Whitaker, Donald P. Wagner
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0.

7. PUBLIC HEARING

Chair Wagner noted that there were no public hearing items scheduled for consideration by the Commission.

8. COMMISSION DISCUSSION AND ACTION

8a. – Personnel Policies and Procedures (Continued from August 14)

Assistant Executive Officer Luis Tapia presented the staff report and recommended action.

Chair Wagner called for Commission discussion and public comments. There was no discussion from Commissioners, and the Commission Clerk noted that there were no requests from the public to speak on the item.

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

MOTION: Adopt the personnel policies and procedures, as amended. (Douglass Davert)
SECOND: Derek J. McGregor
FOR: Douglass Davert, Derek J. McGregor, Wendy Bucknum, James Fisler, Bruce Whitaker, Donald P. Wagner
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0.

8b. – Legislative Report (September 2024)

Assistant Executive Officer Luis Tapia presented the staff report and recommended action.

Chair Wagner called for Commission discussion. **Commissioner McGregor** provided general comments on recent CALAFCO action involving the new legislative model, and other commissioners made general comments. The Commission Clerk noted that there were no requests from the public to speak on the item.

Chair Wagner called for a motion on the item. **Commissioner Davert** motioned to receive and file the legislative report, and **Commissioner McGregor** seconded the motion.

MOTION: Receive and file the legislative report. (Douglass Davert)
SECOND: Derek J. McGregor
FOR: Douglass Davert, Derek J. McGregor, Wendy Bucknum, James Fisler, Bruce Whitaker, Donald P. Wagner,
AGAINST: None
ABSTAIN: None

MOTION PASSED: 6-0.

9. COMMISSIONER COMMENTS

Commissioners made general comments.

10. EXECUTIVE OFFICER’S REPORT

Executive Officer Carolyn Emery provided an oral report on recent presentation to the newly seated Orange County Grand Jury, status of the Orange County Water District Municipal Service Review, and her participation in the efforts of the UC Berkley water systems consolidation working group. She also noted staff’s discussions with the City of Irvine and Cypress Recreation and Park District on potential annexations to their respective boundaries.

11. INFORMATIONAL ITEMS & ANNOUNCEMENTS

Chair Wagner noted that there were no informational items or announcements.

12. CLOSED SESSION

The Commission adjourned to closed session at 8:39 a.m. on the following items:

a.) PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code section 54957

Title: Executive Officer

b.) CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency designated representative: Commission Chair Donald P. Wagner and William Kelly of Kelly Associates Management Group

Unrepresented employee: Executive Officer

Commissioner Fisler left the meeting at 8:39 a.m. and did not attend the closed session.

The Commission reconvened in open session at 9:27 a.m. General Counsel Scott Smith noted that the Commission discussed the closed session items, and direction from the Commission to the Chair, counsel and consultant was provided with no reportable actions.

13. ADJOURNMENT OF THE REGULAR COMMISSION MEETING

Chair Wagner adjourned the Regular Commission Meeting at 9:28 a.m. to October 9, 2024.

Donald P. Wagner, Chair
Orange County Local Agency Formation Commission

ATTEST:

By: _____
Cheryl Carter-Benjamin
Commission Clerk