

2022

Commissioners

Chair

Christopher Lopez
County Member

Vice Chair

Mary Ann Leffel
Special District Member

Luis Alejo

County Member

Wendy Root Askew
County Member, Alternate

Kimbley Craig
City Member

Matt Gourley
Public Member

Ian Oglesby
City Member

Warren Poitras
Special District Member

Steve Snodgrass
Public Member, Alternate

Graig R. Stephens
Special District Member, Alternate

Anna Velazquez
City Member, Alternate

Counsel

Kelly L. Donlon
General Counsel

Executive Officer

Kate McKenna, AICP

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MINUTES

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

Adopted February 2, 2022

Monday, January 24, 2022

All Commissioners and public participated in the meeting on Monday, January 24, 2022 by Zoom video conference or telephone, in order to avoid public gatherings and until further notice.

Call to Order

The Local Agency Formation Commission was called to order by Chair Lopez at 4:00 p.m.

Roll Call

Commissioner Root Askew
Commissioner Craig
Commissioner Gourley
Commissioner Oglesby
Commissioner Poitras
Commissioner Snodgrass
Commissioner Stephens
Commissioner Velazquez
Chair Lopez
Vice Chair Leffel

Members Absent (Excused Absence)

Commissioner Alejo

Staff Present

Kate McKenna
Jonathan Brinkmann, Senior Analyst
Safarina Maluki, Interim Clerk to the Commission/Office Administrator

Also Present

Kelly L. Donlon, General Counsel

Pledge of Allegiance

Commissioner Oglesby led the Pledge of Allegiance.

Closed Session

1. Kelly Donlon, General Counsel advised that there were no items for closed session.

General Public Comments

There were no comments from the public.

Consent Agenda

2. Approve finding, pursuant to AB 361 and in order for the Commission to continue to meet remotely, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; that the Commission has reconsidered the circumstances of the state of emergency; and that the Monterey County Health Officer continues to recommend social distancing measures for meetings of legislative bodies.

Recommended Action: Approve finding.

3. Approve Draft Minutes from the January 5, 2022 LAFCO Special Meeting.

Recommended Action: Approve Minutes.

4. Approve Warrant Register for December 2021.

Recommended Action: Approve warrant register.

5. Accept Report on Anticipated Agenda Items and Progress Report on LAFCO Special Studies.

Recommend Action: Accept report

6. Approve Report on Activities of the California Association of Local Agency Formation Commissions.

Recommended Action: Accept report

Agenda Item #4 was pulled by Vice Chair Leffel for a question regarding itemization of charges. Executive Officer, Kate McKenna responded and advised the item would be corrected.

Commissioner Action:

Upon motion by Commissioner Poitras, seconded by Commissioner Leffel, Consent Items #2 -#6 were approved by a Roll Call Vote.

Motion Carried (Roll Call Vote)

AYES: Commissioner Root Askew (voting in the absence of Commissioner Alejo), Craig Gourley, Oglesby, Poitras, Leffel and Lopez

NOES: None

ABSENT: Commissioner Alejo

ALTERNATES: Commissioners Snodgrass, Stephens, Velazquez (non-voting)

ABSTAIN: None

Public Hearing

7. Conducting Authority (“Protest) Proceedings to Consider any Written Protests Regarding an Approved Annexation to Monterey Peninsula Water Management District (LAFCO File No. 21-01).

Note: This Item does not affect the District’s proposed activation of latent powers.

Recommended Actions:

- (1) Receive a report from the Executive Officer;
- (2) Open the public hearing and receive any public comments;
- (3) Provided for any questions or follow-up discussion by the Commission;
- (4) Closed the public hearing, and
- (5) Move to approve a draft resolution (Attachment 1) ordering the annexation, if the Commission determines that insufficient written protests have been received to require an election or to terminate proceedings.

Executive Officer, Kate McKenna gave a report. Senior Analyst, Jonathan Brickmann gave the staff report.

There was a comment from a public member and from MPWMD GM, David Stoldt.

Commissioner Root Askew asked a question and Commissioner Snodgrass provided background comments.

Commissioner Action:

Commissioner Leffel made a motion, with a second by Commissioner Oglesby to adopt the resolution (Attachment 1) that formalizes and puts into effect the Commission’s December 6, 2021 decision to deny the District’s proposed activation of latent powers to provide and maintain potable water production and distribution for retail customers.

- (1) Received the Executive Officer’s report and the staff report from Senior Analyst, Jonathan Brickmann;
- (2) There were two (2) public comments;
- (3) Public hearing was closed;
- (4) There was a question from Commissioner Root Askew and comments from Commissioner Snodgrass
- (5) The Commission moved to approve a draft resolution (Attachment 1) ordering the annexation to Monterey Peninsula Water Management District (LAFCO File No. 21-01).

Motion Carried (Roll Call Vote):

AYES: Commissioners Root Askew (voting in the absence of Commissioner Alejo), Craig, Gourley, Oglesby Poitras, Leffel and Lopez

NOES: None

ABSENT: Commissioner Alejo

ALTERNATES: Commissioners Snodgrass, Stephens, Velazquez (non-voting)

ABSTAIN: None

Executive Officer’s Communications

8. Communications

- a) Possible Formation of Pajaro Valley Healthcare District
- b) Memoriam: Barbara Shipnuck

Executive Officer, Kate McKenna presented the report and answered questions. The report was for information only, including a memorial of Barbara Shipnuck, retired LAFCO Commissioner.

Commissioner Comments

There were no comments from the Commissioners.

Adjournment to the Next Meeting

The meeting was adjourned at 4:21 p.m. The next Special LAFCO Meeting is scheduled for Wednesday, February 2, 2022 at 10:00 p.m.