

AGENDAS
LOCAL AGENCY FORMATION COMMISSION
OF MONTEREY COUNTY

SPECIAL COMMISSION MEETING

Monday, September 26, 2022

4:00 p.m.

Immediately Followed by the
REGULAR COMMISSION MEETING
Monday, September 26, 2022

Board of Supervisors Chambers
Monterey County Government Center
168 West Alisal Street, First Floor
Salinas, California

IMPORTANT COVID-19 NOTICE ON PAGE 2

IMPORTANT NOTICE REGARDING COVID-19

In order to minimize the spread of the COVID-19 virus, please do the following:

1. While the meeting room is open, you are strongly encouraged to observe the live stream of the Commission meetings at the following link:

<https://www.youtube.com/channel/UCIF6pPx2hn3Ek94Wg0UI7QA>

If you attend the Commission meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Commission meeting but wish to make general public comments, or comment on a specific agenda item, you may do so in two ways:
 - a. Submit your comment via email by 5:00 p.m. on the Friday before the meeting. Please submit your comment to the Clerk of the Commission at: malukis@monterey.lafco.ca.gov. Please include the following Subject Line: "Public Comment – Agenda Item # ____". All submitted comments will be provided to the Commission for consideration, compiled as part of the record, and may be read into the record.

- b. You may participate through Zoom. For Zoom participation, please join by computer audio at:

<https://montereycty.zoom.us/j/92621036980>

The meeting ID is: [926 2103 6980](https://montereycty.zoom.us/j/92621036980). There is no password. To make a public comment, please "Raise your Hand."

***Please note that you shall only sign in once to attend both meetings.**

To Participate by Phone: Please call: +1 669 900 6833

Enter the meeting ID: [926 2103 6980](https://montereycty.zoom.us/j/92621036980) when prompted. There is no participant code – just enter the pound sign # after the recording prompts you. To make a public comment by phone, please push *9 on your phone keypad.

2022

Commissioners

Chair

Mary Ann Leffel
Special District Member

Vice Chair

Matt Gourley
Public Member

Luis Alejo

County Member

Wendy Root Askew

County Member, Alternate

Kimbley Craig

City Member

David Kong

*Special District Member,
Alternate*

Christopher Lopez

County Member

Ian Oglesby

City Member

Warren Poitras

Special District Member

Steve Snodgrass

Public Member, Alternate

Anna Velazquez

City Member, Alternate

Counsel

Kelly L. Donlon

General Counsel

Executive Officer

Kate McKenna, AICP

**132 W. Gabilan Street, #102
Salinas, CA 93901**

*P. O. Box 1369
Salinas, CA 93902*

Voice: 831-754-5838

www.monterey.lafco.ca.gov

AGENDA

Special Commission Meeting

This meeting will be conducted in person at the Board of Supervisors Chambers located in the Monterey County Government Center, 168 W. Alisal Street – Salinas. This meeting will also be conducted remotely by Zoom app and Livestreamed on the LAFCO of Monterey County YouTube channel.

Monday, September 26, 2022

4:00 P.M.

AGENDA
SPECIAL COMMISSION MEETING
Monday, September 26, 2022

Call to Order

Roll Call

Pledge of Allegiance

General Public Comments

Anyone may address the Commission briefly about items not already on the Agenda.

Special Business

- 0.1 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: Pursuant to AB 361 and in order for the Commission to continue to meet remotely, the Commission finds: 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 of local agencies.

Adjournment to the Next Meeting

The next regular hybrid (in person and remote) LAFCO Meeting on September 26, immediately follows this special meeting.

Alternative Formats and Facility Accommodations: If requested, the agenda packet will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC 12132) and the federal rules and regulations adopted in implementation thereof. Also, if requested, facility or other accommodations will be made for persons with disabilities. Please contact (831) 754-5838 for assistance.

2022

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AGENDA

Regular LAFCO Meeting

This meeting will be conducted in person at the Board of Supervisors Chambers located in the Monterey County Government Center, 168 W. Alisal Street – Salinas. This meeting will also be conducted remotely by Zoom app and Livestreamed on the LAFCO of Monterey County YouTube channel.

Monday, September 26, 2022

AGENDA
REGULAR COMMISSION MEETING
Monday, September 26, 2022

Call to Order

Roll Call

Pledge of Allegiance

General Public Comments

Anyone may address the Commission briefly about items not already on the Agenda.

Consent Agenda

All items on the Consent Agenda will be approved in one motion and there will be no discussion on individual items, unless a Commissioner or member of the public requests a specific item to be pulled from the Consent Agenda for separate discussion.

1. Approve Draft Minutes from the August 22, 2022 Special and Regular LAFCO Commission Meeting.
Recommended Action: Approve minutes.
2. Approve Draft Notes from the September 9, 2022 Budget & Finance Committee Meeting.
Recommended Actions: Approve notes.
3. Approve Draft Balance Sheet as of April 30, 2022 and Draft Profit/Loss Statement for April 30, 2022.
Recommended Action (By Budget & Finance Committee): Receive for information only.
4. Approve Draft Balance Sheet as of May 31, 2022 and Draft Profit/Loss Statement for May 31, 2022.
Recommended Action (By Budget & Finance Committee): Receive for information only.
5. Approve Draft Balance Sheet as of June 30, 2022 and Draft Profit/Loss Statement through June 30, 2022.
Recommended Action (By Budget & Finance Committee): Receive for information only.
6. Approve Draft Balance Sheet as of July 31, 2022 and Draft Profit/Loss Statement for July 31, 2022.
Recommended Action (By Budget & Finance Committee): Receive for information only.
7. Approve Draft Balance Sheet as of August 31, 2022 and Draft Profit/Loss Statements through August 31, 2022.
Recommended Action (By Budget & Finance Committee): Receive for information only.
8. Approve the Update to the Procedure for Review of the Monthly LAFCO Bank Warrant Registers by the Commission.
Recommended Action (By Budget & Finance Committee): Approve the Update to discontinue the monthly review of LAFCO Bank Warrant Registers.

9. Adopt Resolution Updating the LAFCO Rules and Regulations (“Bylaws”) for the Orderly and Fair Conduct of Hearings.
Recommended Action (By Budget & Finance Committee): Adopt Resolution updating the LAFCO Rules and Regulation (“Bylaws”).
10. Approve Office Lease Agreement – Amendment No. 7.
Recommended Action (By Budget & Finance Committee): Approve Amendment No. 7 to the LAFCO office lease agreement for 132 W. Gabilan Street, Salinas.
11. Approve Draft Schedule of Regular LAFCO Meetings for 2023.
Recommended Action: Approve 2023 Meeting Schedule.
12. Accept Report on Anticipated Agenda Items and Progress Report on LAFCO Special Studies.
Recommended Action: Accept report.

Public Hearings- Continued from August 22, 2022 Regular Meeting

13. Consider a Draft Resolution to amend LAFCO’s Schedule of Fees and Deposits – Continued Public Hearing from August 22, 2022.

Recommended Actions:

- 1.) Receive the Executive Officer’s Report;
- 2.) Open the public hearing and receive any public comments;
- 3.) Provide for questions or follow-up discussion by the Commission;
- 4.) Close the public hearing; and
- 5.) Consider and adopt a resolution (Attachment 1) to amend LAFCO’s Schedule of Fees and Deposits.

Executive Officer’s Communications

The Executive Officer may make brief announcements about LAFCO activities, for information only.

14. Executive Officer’s Communications:
 - a. City of Gonzales – Out-of-Agency Service Extension to Alpine Camp Farmworker Housing (LAFCO File 22-03).

Closed Session

15. Pursuant to Government Code Section 54956.9(d)(1), the Commission will confer with legal counsel regarding existing litigation: *Monterey Peninsula Water Management District v. Local Agency Formation Commission of Monterey County; Commissioners of the Local Agency Formation Commission of Monterey County; and DOES 1 through 20*, (Monterey County Superior Court Case No. 22CV000925).

The Commission Recesses for Closed Session Agenda Items

Closed Session may be held at the conclusion of the Commission’s Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Commission. The public may comment on Closed Session items prior to the Board’s recess to Closed Session.

Public Comments on Closed Session Items

Reconvene on Public Agenda Items

Roll Call

Read Out from Closed Session by LAFCO General Counsel

Read out by General Counsel will only occur if there is reportable action (s).

Commissioner Comments

Individual Commissioners may comment briefly on matters within the jurisdiction of LAFCO. No discussion or action is appropriate, other than referral to staff or setting a matter as a future agenda item.

Adjournment to the Next Meeting

The next regular hybrid (in person & remote) LAFCO Meeting is scheduled for Monday, October 24, 2022 at 4:00 pm.

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