

**2023
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

Christopher Lopez
County Member

Ian Oglesby
City Member

Warren Poitras
Special District Member

Steve Snodgrass
Public Member, Alternate

David Kong
Special District 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

**AGENDAS
LOCAL AGENCY FORMATION
COMMISSION
OF MONTEREY COUNTY**

SPECIAL COMMISSION MEETING
Monday, January 23, 2023
4:00 p.m.

**Immediately Followed by the
REGULAR COMMISSION MEETING**
Monday, January 23, 2023

The Commission will hold these meetings virtually only, without a physical location for public participation. The meeting is accessible by phone or video conference and livestreaming.

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:

Public Participation Instructions

1. **To Participate in the Meetings:** Use the Zoom app on your smart phone, laptop, tablet or desktop and click on this link: <https://montereycty.zoom.us/j/96542825416>

The meeting ID is: [965 4282 5416](https://montereycty.zoom.us/j/96542825416). 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.**

2. **To View these Meetings:** Please click on the following link to the LAFCO of Monterey County YouTube site: <https://www.youtube.com/channel/UCIF6pPx2hn3Ek94Wg0UI7QA>

Then click on the Live Stream of the scheduled meetings.

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

Enter the meeting ID: [965 4282 5416](https://montereycty.zoom.us/j/96542825416) when prompted. There is no participant code – just enter the and the pound sign # after the recording prompts you. To make a public comment by phone, please push *9 on your phone keypad.

4. **To Make Remote Public Comments Via Email:** Written comments can be emailed to the Clerk to the Commission at: malukis@monterey.lafco.ca.gov. Please include the following Subject Line: “*Public Comment – Agenda Item #__*”. Written comments must be received by noon on the day of the meeting. All submitted comments will be provided to the Commission for consideration, compiled as part of the record, and may be read into the record.

2023

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AGENDA

Special Commission Meeting

These meetings will be conducted remotely by Zoom App and Livestreamed on the LAFCO of Monterey County YouTube channel.

Monday, January 23, 2023

4:00 P.M.

AGENDA
SPECIAL COMMISSION MEETING
Monday, January 23, 2023

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.

(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

Adjournment to the Next Meeting

The next regular (remote) LAFCO Meeting on January 23, immediately follows this special meeting.

The Political Reform Act requires that a participant in a LAFCO of Monterey County proceeding who has a financial interest in a change of organization or reorganization proposal and who has made a campaign contribution of more than \$250 to any commissioner in the past year must disclose the contribution. If you are affected, please notify the Commission's staff before the hearing.

Pursuant to Government Code Section 54957.5, public records that relate to open session agenda items that are distributed to a majority of the Commission less than seventy-two (72) hours prior to the meeting will be made available to the public on the LAFCO of Monterey County website at www.monterey.lafco.ca.gov.

AMERICANS WITH DISABILITIES ACT (ADA): All regular and special meeting agendas and associated reports are available at www.monterey.lafco.ca.gov. Any person with a disability under the ADA may receive a copy of the agenda or associated reports upon request. Any person with a disability covered under the ADA may also request a disability-related modification or accommodation, including auxiliary aids or services, to participate in a public meeting. Requests for copies of meeting documents and accommodations shall be made with LAFCO of Monterey County staff at (831) 754-5838 at least three business days prior to the respective meeting.

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369 132 W. Gabilan Street, Suite 102
Salinas, CA 93902 Salinas, CA 93901
Telephone (831) 754-5838 www.monterey.lafco.ca.gov

KATE McKENNA, AICP
Executive Officer

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
BY: Kelly Donlon, General Counsel
SUBJECT: 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.
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

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.

EXECUTIVE OFFICER'S REPORT:

AB 361

On September 16, 2021, Governor Newsom signed AB 361. This legislation amends the Brown Act to allow meeting bodies subject to the Brown Act to meet via teleconference during a proclaimed state of emergency in accordance with teleconference procedures established by AB 361 rather than under the Brown Act's more narrow standard rules for participation in a meeting by teleconference. AB 361 provides that if a state or local health official recommends social distancing, a "legislative body" – which is defined to include the Commission – may meet remote remotely after September 30, 2021, provided that within 30 days of the first meeting after September 30, and every 30 days thereafter, the legislative body finds 1) the Governor's proclaimed state of emergency is still in effect; 2) the legislative body has reconsidered the circumstances of the state of emergency, and 3) the Monterey County Health Officer continues to recommend social distancing measures for meetings of legislative bodies and/or the state of emergency continues to directly impact the ability of the members to meet safely in person.

The Monterey County Health Officer has recommended and continues to recommend social distancing measures for meetings of legislative bodies, so the Commission was able to meet remotely under AB 361 from October 2021 through January 2023.

The Commission must make the findings at least every 30 days in order to keep meeting remotely. If the Commission makes the findings on January 23, 2023, the Commission may continue to meet remotely for the next thirty days. Due to the greater than 30-day separation between the December 19, 2022 and January 23, 2023 regular meetings of the Commission, the Commission Chair scheduled a special meeting on January 23 – immediately before the January 23 regular meeting – in order to have the opportunity to renew the AB 361 findings again.

Please note that the LAFCO meetings on January 23 will be conducted remotely.

Information Regarding AB 2449

On September 13, 2022, Governor Newsom signed into law AB 2449, which provides an alternative to AB 361 and traditional Brown Act requirements. The new amendments to the Brown Act go into effect on January 1, 2023.

Beginning March 1, 2023, LAFCO meetings will be hybrid with limited options for remote participation by Commissioners. The public will continue to have online and in-person options for participation.

LAFCO Counsel Kelly Donlon was consulted in the preparation of this report.

Respectfully Submitted,

A handwritten signature in blue ink that reads "Kate McKenna". The signature is written in a cursive style with a large initial "K" and "M".

Kate McKenna, AICP
Executive Officer

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

2023

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AGENDA

Regular LAFCO Meeting

This meeting will be conducted remotely by Zoom app and Livestreamed on the LAFCO of Monterey County YouTube channel.

Monday, January 23, 2023

AGENDA
REGULAR COMMISSION MEETING
Monday, January 23, 2023

Call to Order

Roll Call

Pledge of Allegiance

Special Business

- a. [Resolution of Appreciation – Luis Alejo for Distinguished Service](#)
Recommended Action: It is recommended that the Commission receive a presentation by Chair Leffel and adopt a Resolution.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
- b. [Resolution of Appreciation – Chris Lopez for Distinguished Service](#)
Recommended Action: It is recommended that the Commission receive a presentation by Chair Leffel and adopt a Resolution.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
- c. [Oath of Office for County Member Commissioners Wendy Root Askew, Glenn Church, and Mary Adams.](#)
Recommended Action: It is recommended that Chair Leffel administer the Oath of Office to Commissioners Wendy Root Askew, Glenn Church, and Mary Adams.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
- d. [Oath of Office for City Member Commissioner Kimbley Craig.](#)
Recommended Action: It is recommended that Chair Leffel administer the Oath of Office to Commissioner Kimbley Craig.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

Public Comments on Closed Session Items

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.

Closed Session

1. [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, \(Monterey Superior Court Case No. 22CV000925\).](#)
(CEQA: Statutory Exemption, California Environmental Quality Act Guidelines Section 15270.)
2. [Pursuant to Government Code Section 554957.6, the Commission will confer regarding labor negotiations for the position of Executive Officer of LAFCO of Monterey County.](#)
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378)

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).

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.

3. [Approve Draft Minutes from the December 19, 2022 Special LAFCO Commission Meeting.](#)
Recommended Action: Approve minutes.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
4. [Accept the November 30, 2022 Draft Balance Sheet and Income Statement.](#)
Recommended Action: Accept statements for information only.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
5. [Accept the December 31, 2022 Draft Balance Sheet and Income Statement.](#)
Recommended Action: Accept statements for information only.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
6. [Accept Report on Anticipated Agenda Items and Progress Report on LAFCO Special Studies.](#)
Recommended Action: Accept report for information only.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
7. [Accept Report on Activities of the California Association of Local Agency Formation Commissions.](#)
Recommended Action: Accept report for information only.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

New Business

8. [LAFCO Budget and Finance Committee Appointment](#)

Recommended Action: Appoint a Commissioner to the Budget and Finance Committee to fill a vacancy.

(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

9. [California Association of Local Agency Formation Commissions – Coastal Region County Member Vacancy](#)

Recommended Actions:

1. Receive information regarding a vacancy on the CALAFCO Board of Directors and

2. Identify any County Member Commissioner interested in filling the vacancy

(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

Executive Officer’s Communications

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

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, February 27, 2023 at 4:00 pm.

The Political Reform Act requires that a participant in a LAFCO of Monterey County proceeding who has a financial interest in a change of organization or reorganization proposal and who has made a campaign contribution of more than \$250 to any commissioner in the past year must disclose the contribution. If you are affected, please notify the Commission’s staff before the hearing.

Pursuant to Government Code Section 54957.5, public records that relate to open session agenda items that are distributed to a majority of the Commission less than seventy-two (72) hours prior to the meeting will be made available to the public on the LAFCO of Monterey County website at www.monterey.lafco.ca.gov.

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LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

RESOLUTION 23-01 IN APPRECIATION OF

LUIS ALEJO

FOR DISTINGUISHED SERVICE AS COUNTY COMMISSIONER

WHEREAS, Commissioner Luis Alejo served with distinction as a County (Regular) Member to the Local Agency Formation Commission from January 2018 through January 2023 working to encourage the orderly growth of local government agencies, to preserve agricultural lands, to discourage urban sprawl, and to ensure efficient delivery of local government services; and

WHEREAS, the Commission expresses its sincere gratitude and appreciation to Commissioner Luis Alejo for his significant contributions to the goals and ideals of the Commission in the consideration of Annexation and Sphere of Influence applications, Municipal Service Reviews, policies, procedures, work programs and budgets; and

WHEREAS, the Commission also desires to recognize Commissioner Luis Alejo for specific contributions to LAFCO during his tenure, including approval of the 2020 Study of Fire Protection and EMS Services in Unincorporated Monterey County, approval of various Salinas Valley growth applications, and approval of various special district applications.

NOW, THEREFORE, the Commission hereby expresses its ardent appreciation to Commissioner Luis Alejo for his dedicated service to the Local Agency Formation Commission of Monterey County, to his community and the people of Monterey County, and wishes him every success in his future endeavors.



Mary Ann Leffel
MARY ANN LEFFEL,
LAFCO CHAIR

JANUARY 23, 2023
SALINAS, CALIFORNIA

Kate McKenna
KATE MCKENNA, AICP,
EXECUTIVE OFFICER



LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369
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KATE McKENNA, AICP
Executive Officer

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
SUBJECT: Resolution of Appreciation – Chris Lopez for Distinguished Service
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

It is recommended that the Commission receive a presentation by Chair Leffel and adopt a Resolution.

EXECUTIVE OFFICER’S REPORT:

With the January 17, 2023 vote on assignments by the Board of Supervisors, Commissioner Chris Lopez will not be retaining his seat on LAFCO and has resigned from his Coastal Region seat on the California Association of Local Agency Formation Commissions. The Commission will act on a Resolution of Appreciation for his distinguished service as a four-year County Member representative on the Local Agency Formation Commission of Monterey County and as a two-year representative on the state organization.

The ceremonial Resolution has been delivered to Commissioner Lopez, and will be presented to him by Chair Leffel on January 23.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

RESOLUTION 23-02 IN APPRECIATION OF

CHRIS LOPEZ

FOR DISTINGUISHED SERVICE AS COUNTY COMMISSIONER

WHEREAS, Commissioner Chris Lopez served with distinction as a County (Regular) Member to the Local Agency Formation Commission from January 2019 through January 2023 working to encourage the orderly growth of local government agencies, to preserve agricultural lands, to discourage urban sprawl, and to ensure efficient delivery of local government services; and

WHEREAS, the Commission expresses its sincere gratitude and appreciation to Commissioner Chris Lopez for his significant contributions to the goals and ideals of the Commission in the consideration of Annexation and Sphere of Influence applications, Municipal Service Reviews, policies, procedures, work programs and budgets, including service on the LAFCO Budget and Finance Committee; and

WHEREAS, the Commission also desires to recognize Commissioner Chris Lopez for specific contributions to LAFCO during his tenure, including serving with distinction as the Coastal Region County representative for two years on the CALAFCO Board and its Legislative Committee.

NOW, THEREFORE, the Commission hereby expresses its ardent appreciation to Commissioner Chris Lopez for his dedicated service to the Local Agency Formation Commission of Monterey County, to his community and the people of Monterey County, and wishes him every success in his future endeavors.



Mary Ann Leffel
MARY ANN LEFFEL,
LAFCO CHAIR

JANUARY 23, 2023
SALINAS, CALIFORNIA

Kate McKenna
KATE MCKENNA, AICP,
EXECUTIVE OFFICER



LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

KATE McKENNA, AICP
Executive Officer

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DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
SUBJECT: **Oath of Office for County Member Commissioners**
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

It is recommended that the Commission Chair administer the Oath of Office to County Supervisors Wendy Root Askew, Glenn Church, and Mary Adams.

EXECUTIVE OFFICER'S REPORT:

In accordance with Government Code Section 56325(a), the Commission shall consist of three Board of Supervisors: two regular members and one alternate member representing the County of Monterey. County appointments are typically approved by the Board of Supervisors each January and are valid for one calendar year unless modified by action of the Board of Supervisors.

Supervisor Wendy Root Askew has served the last two years as the Alternate County Member Commissioner and was reassigned as a Regular County Member Commissioner at the January 17th Board of Supervisors meeting. Supervisor Glenn Church was newly appointed to serve as a Regular County Member Commissioner. Supervisor Mary Adams was newly appointed to serve as an Alternate County Member Commissioner. Although County appointments are for one year, LAFCO seats have four-year set terms pursuant to the Cortese-Knox-Hertzberg Act. The three County seats on LAFCO have remaining terms that will expire on May 5, 2025.

Article 20, Section 3 of the California Constitution and Government Code Section 1360 requires the taking of an oath upon entering office or being re-appointed to office.

Chair Leffel will administer the oath to Commissioners Root Askew, Church, and Adams who will then take their seats on the Commission.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

Attachments: Oath of Office for Commissioners Root Askew, Church and Adams

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

Oath of Office

Commissioner Wendy Root Askew
Commissioner Glenn Church
Commissioner Mary Adams

Do you, Wendy Root Askew, Glenn Church, and Mary Adams solemnly swear that you will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that you will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties upon which you are about to enter?

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

KATE McKENNA, AICP
Executive Officer

LOCAL AGENCY FORMATION COMMISSION
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Salinas, CA 93902 Salinas, CA 93901
Telephone (831) 754-5838 www.monterey.lafco.ca.gov

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
SUBJECT: Oath of Office for City Member Commissioner
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

It is recommended that the Commission Chair administer the Oath of Office to Commissioner Kimbley Craig.

EXECUTIVE OFFICER'S REPORT:

In accordance with State law, on January 6, 2023, the Monterey County City Selection Committee re-appointed City of Salinas Mayor Kimbley Craig to serve as a City Member Commissioner (Regular) to LAFCO. The term of office for this seat will begin on May 2, 2023 and expire on May 3, 2027.

Article 20, Section 3 of the California Constitution and Government Code Section 1360 requires the taking of an oath upon entering office or being re-appointed to office. Chair Leffel will administer the oath to Commissioner Craig, who will then take her seat on the Commission.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

Attachment: Oath of Office

cc: Valerie Ralph, Secretary to the City Selection Committee, County of Monterey

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

Oath of Office

Commissioner Kimbley Craig

Do you, Kimbley Craig, solemnly swear that you will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that you will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties upon which you are about to enter?

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

CLOSED SESSION

1. 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). (CEQA: Statutory Exemption, California Environmental Quality Act Guidelines Section 15270.)

CLOSED SESSION

2. Pursuant to Government Code Section 54957.6, the Commission will confer regarding labor negotiations for the position of Executive Officer of LAFCO of Monterey County.

Position: LAFCO Executive Officer.

(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378)

2023

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Special Meeting DRAFT MINUTES
**LOCAL AGENCY FORMATION COMMISSION
OF MONTEREY COUNTY**
Scheduled for Adoption January 23, 2023

Monday, December 19, 2022

All Commissioners and public participated in the meeting on Monday, December 19, 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 Leffel at 4:00 p.m.

Roll Call

Commissioner Alejo

Commissioner Root Askew

Commissioner Craig

Commissioner Kong

(Joined at 4:03 PM)

Commissioner Lopez

Commissioner Oglesby

Commissioner Poitras

Commissioner Snodgrass

Commissioner Velazquez

(Joined at 4:03 PM)

Vice Chair Gourley

Chair Leffel

Members Absent (Excused Absence)

None

Staff Present

Kate McKenna, Executive Officer

Darren McBain, Principal Analyst

Jonathan Brinkmann, Senior Analyst

Safarina Maluki, Clerk to the Commission/Office Administrator

Also Present

Kelly L. Donlon, General Counsel

Pledge of Allegiance

Commissioner Alejo led the Pledge of Allegiance.

Senior Analyst Brinkmann introduced Ana Vidales, Interpreter for the meeting.

General Public Comments

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

There were no public comments.

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 December 5, 2022 Special and Regular LAFCO Commission Meetings.

Recommended Action: Approve minutes.

(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

There were no public or commissioner requests to pull the item for separate discussion.

Commissioner Action:

Upon motion by Commissioner Lopez, seconded by Commissioner Poitras, the Commission approved the December 5 Special and Regular Meeting minutes.

Motion Carried: (Roll Call Vote)

AYES: Commissioners: Alejo, Craig, Lopez, Oglesby, Poitras, Vice Chair Gourley, Chair
Leffel

NOES: Commissioners: None

ALTERNATES: Commissioners: Root Askew, Snodgrass, Kong, Velazquez (Non-Voting)

ABSENT: Commissioners: None

ABSTAIN: Commissioners: None

Public Hearing – Continued from the Regular December 5, 2022 LAFCO Meeting

2. City of Soledad Miramonte proposal – Adoption of a resolution implementing the Commission’s December 5, 2022 decision directing staff to prepare a resolution approving the full 654-acre Miramonte annexation as proposed by the City, subject to revisions to the City’s proposed agricultural mitigation actions and agricultural buffer (LAFCO file 20-01 – continued from the regular December 5, 2022 LAFCO meeting)

(CEQA: Environmental impact report and subsequent addendum).

Recommended Actions:

1. Receive a report and presentation from the Executive Officer;
2. Receive any comments from City representatives;
3. Receive public comments;
4. Provide for questions or follow-up discussion by the Commission; and
5. Consider new information received from the property owner and City of Soledad regarding the proposal’s agricultural mitigation actions and agricultural buffer and either

- a. Adopt a resolution (Attachment 1) implementing the Commission's December 5, 2022 decision directing staff to prepare a resolution approving the full Miramonte annexation with revisions to the City's proposed agricultural mitigation actions and agricultural buffer, or
- b. Continue this agenda item to the regular January 23, 2023 LAFCO meeting if the Commission finds the new information to be inadequate.

Executive Officer McKenna and Principal Analyst McBain presented the report.

There were comments from City of Soledad representative, Brent Slama.

There were comments from members of the public.

There was discussion and comments from Commissioners Velazquez, Snodgrass, Oglesby, Alejo and Leffel.

Commissioner Action:

Upon motion by Commissioner Lopez, seconded by Commissioner Alejo, the Commission adopted a resolution making determinations and approving the City of Soledad's Miramonte Annexation Proposal on approximately 654 acres, along with detachment from the Soledad Mission Fire Protection District and the Resource Conservation District of Monterey County (LAFCO File No. 20-01). The approved motion included adding a new condition of approval "d" to section 8 of the draft resolution. The additional condition of approval requires the applicant and property owners to identify and carry out agricultural mitigation for the loss of farmland within the affected territory, to the satisfaction of the LAFCO Executive Officer, prior to recordation of a Certificate of Completion for the annexation.

Motion Carried: (Roll Call Vote)

AYES:	Commissioners: Alejo, Craig, Lopez, Poitras, Vice Chair Gourley, Chair Leffel
NOES:	Commissioners: Oglesby
ALTERNATES:	Commissioners: Root Askew, Snodgrass, Kong, Velazquez (Non-Voting)
ABSENT:	Commissioners: None
ABSTAIN:	Commissioners: None

Executive Officer's Communications

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

There were no items to report.

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.

Commissioner Alejo wished all the Commissioners and Staff a Merry Christmas, Happy Holidays and Happy New Year.

Adjournment to the Next Meeting

The meeting was adjourned by Chair Leffel at 4:59 p.m. The next regular hybrid (in person & remote) LAFCO Meeting is scheduled for Monday, January 23, 2023 at 4:00 p.m.

The Political Reform Act requires that a participant in a LAFCO of Monterey County proceeding who has a financial interest in a change of organization or reorganization proposal and who has made a campaign contribution of more than \$250 to any commissioner in the past year must disclose the contribution. If you are affected, please notify the Commission's staff before the hearing.

Pursuant to Government Code Section 54957.5, public records that relate to open session agenda items that are distributed to a majority of the Commission less than seventy-two (72) hours prior to the meeting will be made available to the public on the LAFCO of Monterey County website at www.monterey.lafco.ca.gov.

AMERICANS WITH DISABILITIES ACT (ADA): All regular and special meeting agendas and associated reports are available at www.monterey.lafco.ca.gov. Any person with a disability under the ADA may receive a copy of the agenda or associated reports upon request. Any person with a disability covered under the ADA may also request a disability-related modification or accommodation, including auxiliary aids or services, to participate in a public meeting. Requests for copies of meeting documents and accommodations shall be made with LAFCO of Monterey County staff at (831) 754-5838 at least three business days prior to the respective meeting.

LAFCO of Monterey County Balance Sheet

Accrual Basis

As of November 30, 2022

	Nov 30, 22
ASSETS	
Current Assets	
Checking/Savings	
1100 · Petty Cash	300.00
1007 · Wells Fargo Checking	168,547.64
1010 · Cash Co. Treasury	
1012 · Designated Cash Litigation Resv	207,693.31
1013 · Designated Cash - Accrued Leave	80,772.83
1014 · Designated Cash-Post Retirement	85,475.00
1015 · Designated Cash-Contingency	269,914.00
1020 · Resticted Cash-FORA Litigation	345,627.78
1010 · Cash Co. Treasury - Other	985,924.20
Total 1010 · Cash Co. Treasury	1,975,407.12
Total Checking/Savings	2,144,254.76
Accounts Receivable	
1235 · A/R Fiscal Year Ending 6/2023	300.00
Total Accounts Receivable	300.00
Other Current Assets	
1400 · Prepaid Insurance	7,173.86
1405 · Prepaid Expenses	4,789.14
Total Other Current Assets	11,963.00
Total Current Assets	2,156,517.76
Fixed Assets	
1500 · Equipment	2,185.00
1525 · Computer Equipment	15,099.37
1530 · Office Furniture	40,517.62
1550 · Accumulated Depreciation	-51,012.69
Total Fixed Assets	6,789.30
Other Assets	
1800 · Deferred Outflows-PERS Contrib.	46,559.54
1805 · Deferred Outflows-Actuarial	262,201.83
1810 · Deferred Outflows-OPEB Contrib	1,752.00
1815 · Deferred Outflow-OPEB Actuarial	7,238.00
Total Other Assets	317,751.37
TOTAL ASSETS	2,481,058.43
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
2000 · Accounts Payable	14,736.50
Total Accounts Payable	14,736.50
Credit Cards	
WFB Visa X2064 (Kate)	322.78
Total Credit Cards	322.78
Other Current Liabilities	
2220 · Accrued Leave	80,772.83
2410 · Post Retirement (GASB 75)	85,475.00
2200 · Payroll Liabilities	168.00
2380 · Dissolution of FORA Legal Liab.	345,074.28
2381 · Dissolution of FORA Admin Liab.	55,032.50
Total Other Current Liabilities	566,522.61
Total Current Liabilities	581,581.89
Long Term Liabilities	
2400 · Net Pension Liability/(Asset)	-262,199.19
2500 · Deferred Inflow-GAB68 Actuarial	9,278.43
2505 · Deferred inflows-OPEB Actuarial	52,790.00
Total Long Term Liabilities	-200,130.76
Total Liabilities	381,451.13
Equity	
3700 · Invested in Capital Assets	6,789.30
3710 · Encumbered Funds	70,749.02
3800 · Reserve for Litigation	207,693.31
3810 · Reserve for Contingency	269,914.00
3825 · Restricted for Pension	262,199.19
3850 · Unreserved Fund	707,014.54
Net Income	575,247.94
Total Equity	2,099,607.30
TOTAL LIABILITIES & EQUITY	2,481,058.43

**LAFCO of Monterey County
Profit & Loss**

Accrual Basis

July through November 2022

	Jul - Nov 22
Ordinary Income/Expense	
Income	
4000 - Fees	
4005 - Project	10,330.00
Total 4000 - Fees	10,330.00
4205 - County Contributions	354,931.00
4210 - City Contributions	354,930.99
4220 - District Contributions	354,928.00
4249 - FORA Admin Revenue	990.00
4300 - Interest	3,815.83
Total Income	1,079,925.82
Expense	
7300 - Depreciation	1,678.95
6000 - Employee Salaries	
6002 - Regular Earnings	229,095.45
6004 - FORA Admin Earnings	460.30
Total 6000 - Employee Salaries	229,555.75
6100 - Employee Benefits	
6013 - Post Retirement Healthcare	745.00
6010 - Accrued Leave	12,668.70
6007 - Management Expense Allowance	
6011 - Management Car Allowance	2,000.00
6007 - Management Expense Allowance - Other	250.00
Total 6007 - Management Expense Allowance	2,250.00
6102 - Worker's Compensation Insurance	452.91
6101 - Payroll Expenses	3,471.18
6103 - Employee Memberships	96.75
6104 - Deferred Comp Plan Contribution	14,232.41
6105 - PERS Retirement	26,314.48
6110 - PERS Health	
6111 - Med ER Non-Ele	2,980.00
6112 - Med ER Pre Tax	30,866.40
6110 - PERS Health - Other	130.83
Total 6110 - PERS Health	33,977.23
6130 - Insurance	
6139 - STD	460.30
6131 - LIFE	626.00
6132 - ADD	41.05
6133 - Dental	3,839.50
6134 - Vision	543.00
6135 - LTD	1,662.00
Total 6130 - Insurance	7,171.85
7294 - Accrued Leave Reserve	0.00
6100 - Employee Benefits - Other	700.00
Total 6100 - Employee Benefits	102,080.51
7000 - Postage and Shipping	1,671.31
7010 - Books and Periodical	287.70
7030 - Copy Machine	2,013.76
7060 - Office Supplies	1,880.81
7080 - Computer Hardware/Peripherals	698.05
7085 - Computer Support Svc Fixed Cost	4,084.02
7090 - Computer Support Svc Variable	469.50
7100 - Computer Software	314.97
7110 - Property and Gen Liability Ins	3,202.70
7120 - Office Maintenance Services	168.00
7140 - Travel	9,400.67
7150 - Training, Conferences & Wrkshps	7,345.72
7160 - Vehicle Mileage	112.56
7170 - Rental of Buildings	11,988.45
7200 - Telephone Communications	1,768.82
7240 - Outside Prof. Services	6,200.00
7242 - Outside Prof Svc-Accounting	29,800.00
7242 A - Gen Admin Svcs & HR Assistance	2,400.00
7248 - Outside Prof Svc-Annual Audit	14,000.00
7245 - General Legal Services	4,833.90
7250 - Miscellaneous Office Expense	251.78
7260 - Legal Notices	1,374.75
7280 - LAFCO Memberships	7,503.00
7290 - Litigation Reserve	56,894.70
Total Expense	501,980.38
Net Ordinary Income	577,945.44
Other Income/Expense	
Other Expense	
8106 - Prior Yr Project Fees Returned	2,697.50
Total Other Expense	2,697.50
Net Other Income	-2,697.50
Net Income	575,247.94

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369
Salinas, CA 93902
Telephone (831) 754-5838
132 W. Gabilan Street, Suite 102
Salinas, CA 93901
www.monterey.lafco.ca.gov

KATE McKENNA, AICP
Executive Officer

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
SUBJECT: **December 2022 Draft Balance Sheet and Income Statement**
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

Accept statements for information only.

EXECUTIVE OFFICER'S REPORT:

Attached are the December 31, 2022 draft balance sheet and income statement. These statements are prepared monthly for the Commission's information by CliftonLarsonAllen, LLP.

Overall second quarter revenue and expenses are on target for the period.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

Attachments:

- 5.1 Draft Balance Sheet as of December 31, 2022, prepared by CliftonLarsonAllen, LLP.
- 5.2 Draft Income Statement through December 2022, prepared by CliftonLarsonAllen, LLP.

LAFCO of Monterey County
Balance Sheet
As of December 31, 2022

	<u>Dec 31, 22</u>
ASSETS	
Current Assets	
Checking/Savings	
1100 · Petty Cash	300.00
1007 · Wells Fargo Checking	86,305.10
1010 · Cash Co. Treasury	
1012 · Designated Cash Litigation Resv	202,948.73
1013 · Designated Cash - Accrued Leave	84,624.31
1014 · Designated Cash-Post Retirement	85,475.00
1015 · Designated Cash-Contingency	269,914.00
1020 · Restricted Cash-FORA Litigation	345,627.78
1010 · Cash Co. Treasury - Other	987,117.30
Total 1010 · Cash Co. Treasury	<u>1,975,707.12</u>
Total Checking/Savings	2,062,312.22
Other Current Assets	
1400 · Prepaid Insurance	6,353.95
1405 · Prepaid Expenses	5,111.33
Total Other Current Assets	<u>11,465.28</u>
Total Current Assets	2,073,777.50
Fixed Assets	
1500 · Equipment	2,185.00
1525 · Computer Equipment	15,099.37
1530 · Office Furniture	40,517.62
1550 · Accumulated Depreciation	-51,343.69
Total Fixed Assets	<u>6,458.30</u>
Other Assets	
1800 · Deferred Outflows-PERS Contrib.	46,559.54
1805 · Deferred Outflows-Actuarial	262,201.83
1810 · Deferred Outflows-OPEB Contrib	1,752.00
1815 · Deferred Outflow-OPEB Actuarial	7,238.00
Total Other Assets	<u>317,751.37</u>
TOTAL ASSETS	<u>2,397,987.17</u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
2000 · Accounts Payable	1,598.97
Total Accounts Payable	<u>1,598.97</u>
Other Current Liabilities	
2220 · Accrued Leave	84,624.31
2410 · Post Retirement (GASB 75)	85,475.00
2200 · Payroll Liabilities	168.00
2380 · Dissolution of FORA Legal Liab.	345,074.28
2381 · Dissolution of FORA Admin Liab.	55,032.50
Total Other Current Liabilities	<u>570,374.09</u>
Total Current Liabilities	571,973.06
Long Term Liabilities	
2400 · Net Pension Liability/(Asset)	-262,199.19
2500 · Deferred Inflow-GAB68 Actuarial	9,278.43
2505 · Deferred Inflows-OPEB Actuarial	52,790.00
Total Long Term Liabilities	<u>-200,130.76</u>
Total Liabilities	371,842.30
Equity	
3700 · Invested in Capital Assets	6,458.30
3710 · Encumbered Funds	70,749.02
3800 · Reserve for Litigation	202,948.73
3810 · Reserve for Contingency	269,914.00
3825 · Restricted for Pension	262,199.19
3850 · Unreserved Fund	712,090.12
Net Income	501,785.51
Total Equity	<u>2,026,144.87</u>
TOTAL LIABILITIES & EQUITY	<u>2,397,987.17</u>

**LAFCO of Monterey County
Profit & Loss**

Accrual Basis

July through December 2022

	Jul - Dec 22
Ordinary Income/Expense	
Income	
4000 · Fees	
4005 · Project	15,330.00
Total 4000 · Fees	15,330.00
4205 · County Contributions	354,931.00
4210 · City Contributions	354,930.99
4220 · District Contributions	354,928.00
4249 · FORA Admin Revenue	990.00
4300 · Interest	3,826.92
Total Income	1,084,936.91
Expense	
7300 · Depreciation	2,009.95
6000 · Employee Salaries	
6002 · Regular Earnings	271,426.52
6004 · FORA Admin Earnings	460.30
Total 6000 · Employee Salaries	271,886.82
6100 · Employee Benefits	
6013 · Post Retirement Healthcare	894.00
6010 · Accrued Leave	16,520.18
6007 · Management Expense Allowance	
6011 · Management Car Allowance	2,400.00
6007 · Management Expense Allowance - Other	300.00
Total 6007 · Management Expense Allowance	2,700.00
6102 · Worker's Compensation Insurance	632.28
6101 · Payroll Expenses	4,111.50
6103 · Employee Memberships	96.75
6104 · Deferred Comp Plan Contribution	16,856.93
6105 · PERS Retirement	30,650.46
6110 · PERS Health	
6111 · Med ER Non-Ele	3,576.00
6112 · Med ER Pre Tax	37,039.68
6110 · PERS Health - Other	158.33
Total 6110 · PERS Health	40,774.01
6130 · Insurance	
6139 · STD	552.36
6131 · LIFE	751.20
6132 · ADD	49.26
6133 · Dental	4,607.40
6134 · Vision	651.60
6135 · LTD	1,994.40
Total 6130 · Insurance	8,606.22
7294 · Accrued Leave Reserve	0.00
6100 · Employee Benefits - Other	700.00
Total 6100 · Employee Benefits	122,542.33
7000 · Postage and Shipping	1,958.18
7010 · Books and Periodical	1,087.40
7030 · Copy Machine	2,357.51
7060 · Office Supplies	1,880.81
7080 · Computer Hardware/Peripherals	698.05
7085 · Computer Support Svc Fixed Cost	4,084.02
7090 · Computer Support Svc Variable	469.50
7100 · Computer Software	314.97
7105 · Meeting Broadcast Services	668.75
7110 · Property and Gen Liability Ins	3,843.24
7120 · Office Maintenance Services	168.00
7140 · Travel	9,447.74
7150 · Training, Conferences & Wrkshps	7,071.93
7160 · Vehicle Mileage	190.94
7170 · Rental of Buildings	14,386.14
7200 · Telephone Communications	1,974.61
7240 · Outside Prof. Services	8,825.00
7242 · Outside Prof Svc-Accounting	29,800.00
7242 A · Gen Admin Svcs & HR Assistance	2,400.00
7248 · Outside Prof Svc-Annual Audit	14,000.00
7245 · General Legal Services	7,564.70
7250 · Miscellaneous Office Expense	306.28
7260 · Legal Notices	1,374.75
7280 · LAFCO Memberships	7,503.00
7290 · Litigation Reserve	61,639.28
Total Expense	580,453.90
Net Ordinary Income	504,483.01
Other Income/Expense	
Other Expense	
8106 · Prior Yr Project Fees Returned	2,697.50
Total Other Expense	2,697.50
Net Other Income	-2,697.50
Net Income	501,785.51

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

KATE McKENNA, AICP
Executive Officer

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369 132 W. Gabilan Street, Suite 102
Salinas, CA 93902 Salinas, CA 93901
Telephone (831) 754-5838 www.monterey.lafco.ca.gov

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
PREPARED BY: Jonathan Brinkmann, Senior Analyst
SUBJECT: Anticipated Future Agenda Items and Progress Report on Special Studies
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

Accept report for information only.

EXECUTIVE OFFICER’S REPORT:

Following are current work priorities and a partial list of items that the Commission may consider in coming months or years. It is organized by applications on file, potential applications under discussion, and LAFCO-initiated studies.

Part I: Items Currently on File and In Progress, but Not Set for Hearing

1. **Fort Ord Reuse Authority Dissolution:** The Fort Ord Reuse Authority (FORA) ceased operations after June 30, 2020. LAFCO’s statutory FORA dissolution oversight authority expired after December 31, 2020 with the repeal of the FORA Act, but litigation and monitoring of final administrative tasks will continue into 2023. Staff presented a status report at the August 22 meeting, and will prepare a final resolution for Commission adoption after the litigation and administrative tasks are done.

2. **Mission Soledad Rural Fire Protection District:** Sphere amendment and annexation of Paraiso Springs Resort (portion). Application status is incomplete.

The County approved the Paraiso Springs project in November 2019. The project proponents are now moving forward with development of the site. The previously/historically developed portion of the resort is already within the fire district.

Pursuant to conditions of approval in the County’s development permitting, the developer is required to work with the fire district to annex the remainder of the new development site. LAFCO staff has been monitoring and engaged with this project since 2013. LAFCO received the District’s application in January 2022. In February 2022, staff issued a completeness review letter listing items needed before the application can be deemed complete. Importantly, the District and developer have signed an agreement to financially mitigate the project’s impacts on fire and emergency medical services. Staff continues to coordinate with the District to resolve other items in the completeness letter.

Part 2: Potential Agenda Items under Discussion

1. **City of Gonzales:** Annexation of some or all of an approximately 1,350-acre area placed in the City's sphere in 2014, plus potentially an adjacent 50-acre parcel. Status is pre-application.

The City of Gonzales is currently completing an administrative draft Specific Plan and EIR for the Vista Lucia project (Fanoe-owned lands of approximately 770 acres). The City similarly is working on a specific plan and an EIR for the Puente del Monte project (Jackson and Rianda-owned lands comprising approximately 547 acres). In total, the two projects together would represent a large expansion of the City, approximately doubling the existing City size. The scope of such an expansion raises issues relevant to LAFCO's review. On June 28, 2021, the Commission held a study session to receive information on the status of the City's proposed annexations.

The City issued a Notice of Preparation for the Vista Lucia project in September 2021, and LAFCO staff provided a comment letter in October 2021. LAFCO will comment on the project's draft environmental impact report when it becomes available, probably in 2023. The City anticipates submitting a LAFCO annexation application for the Vista Lucia project in 2023. Also in 2023, we anticipate commenting on a draft environmental impact report for the Puente del Monte project, and receiving an application for annexation of that project. Staff continues to coordinate with Gonzales staff, and with the County, as the City refines and develops these future expansion proposals.

In 2022, City staff discussed other potential annexation/SOI proposals with LAFCO staff. Still in concept status, those proposals may be further refined in coming months or years.

2. **Castroville Community Services District – Sphere of influence amendment, interim out-of-agency service extension (wastewater collection services), and annexation of 174 Struve Rd in Moss Landing (Ortega Berry Farms)**



The property owners and Castroville CSD are interested in connecting the developed portion of this ag-industrial site to the District's wastewater collection system. The site is adjacent to the District's existing boundaries. Current status is pre-application. Preliminary coordination among the CSD, the County, and property owner representatives is underway.

3. **City of Salinas:** Target Area "K" (Ferrasci Ranch) sphere amendment and annexation of approximately 100 acres at the northeast corner of Harrison Road and Russell Road. Status is pre-application.

The site, just north of Salinas and designated as Target Area K in the City's recently approved Economic Development General Plan Element, is planned for industrial and commercial development. In 2019, the County and City approved a site-specific amendment of the Greater Salinas Area Memorandum of Understanding to facilitate the City's annexation and development of this site. Informal pre-application discussions have been underway with County staff, City staff and property owners since January 2020, most recently in February 2022.

4. **City of Marina:**

- a. **Former Fort Ord Landfill and Landfill Border Parcels –** Annexation of an approximately 341-acre former Army landfill and landfill border parcels area (south of Imjin Parkway, north of Intergarrison Road, east of 8th Street, and west of Abrams Drive), and detachment of this area from Monterey County Regional Fire District. Current status is pre-application. In 2020, Monterey County and City of Marina entered into an agreement to convey its landfill border parcels (approximately 177 acres) to the City of Marina and designate the City of Marina as recipient of the former landfill parcels (approximately 164 acres) from the U.S. Army. The City

of Marina and County of Monterey also agreed to seek prompt annexation of these properties to the City of Marina. The area is currently uninhabited and includes a five-acre commercial area known as the Ord Market. The area is within the City of Marina's existing sphere of influence.

- b. **East Campus Housing Areas** – Annexation of California State University Monterey Bay (CSUMB) East Campus housing areas (Schoonover and Frederick Park neighborhoods between Reservation Road and Imjin Road), and detachment of this area from Monterey County Regional Fire District. Current status is pre-application. Both housing areas are in Marina's sphere of influence and have a combined population of about 3,000.

Among other considerations, LAFCO's review will include each proposal's potential effect on fire and emergency medical service delivery models and related revenues to the affected agencies. Initial discussions with the parties occurred in 2019. There is currently no specific schedule for the City to submit an application or applications.

- 5. **City of Greenfield** – Annexation proposal with two separately owned parcels (vacant Thorp parcel and an existing elementary school site) on Apple Avenue west of the existing city limits. The original application is incomplete, and a revised project is in pre-application status.

In 2017, the City submitted an annexation application for a proposed residential project on the Thorp parcel, but that application remains incomplete. The City is now pursuing development of a community center – rather than housing – on the Thorp parcel. Staff met with the City in 2022 to discuss annexation of the proposed community center parcel and existing school parcel.

- 6. **Technical Assistance to Local Agencies in Greenfield:** LAFCO serves as an informal facilitator and information clearinghouse for small cities and special districts challenged by financial, governance and service delivery issues. Recent staff efforts have focused on special districts in Greenfield, Spreckels, Soledad and North Monterey County.

Greenfield Memorial District Board members, employees and community members have contacted LAFCO staff expressing concerns about the District's governance, transparency, accountability and operations. These concerns include challenges in retaining board members and obtaining a quorum of Board members to conduct District business, possible lapses in financial reporting, human resources issues, and substantial repair and maintenance issues. As a first step, LAFCO staff provided an educational Board orientation training to the Memorial District on April 26.

Based on the serious challenges the Greenfield Memorial District is experiencing, LAFCO staff is preparing an updated Municipal Service Review and Sphere of Influence (MSR/SOI) study for the District. To be completed in 2023, the study will explore the District's challenges, provide recommendations for immediate improvement, and identify potential options going forward. We will include a review of the City of Greenfield and the Greenfield Fire, Recreation and Cemetery Districts, consistent with timely, periodic review of these agencies. The study will provide a comprehensive approach to identify potential partnerships, explore opportunities for increased integration, and/or review other efficiencies among Greenfield-area local public agencies.

- 7. **County Service Area (CSA) 25 – Quail Lodge Golf and Country Club:** Potential expansion of the CSA's boundaries. Status is pre-application.

This CSA was formed in 1963 to provide street and sidewalk, storm drain, and road shoulder maintenance for the Valley Greens subdivision and golf course. The area consists of a golf course, 165 single-family residential lots, and 21 condominium lots, serving about 400 people. Services are provided by the County Public Works Department. Several CSA residents contacted the County and LAFCO to potentially add several adjacent parcels to the CSA. LAFCO staff participated in a CSA

advisory committee meeting in April 2021 to provide an overview of the annexation process. LAFCO and County met in August 2021 to coordinate on the project.

In addition, our staff met with the County and Carmel Area Wastewater District in March 2022 to discuss and coordinate sewer and road improvements in this area.

8. **Drinking Water Project North of Moss Landing**

LAFCO staff met with representatives from the Community Water Center (CWC), a non-profit for community-driven water solutions, in 2021. Due to water quality issues in the unincorporated County area north of Moss Landing, the CWC prepared a report to identify potential solutions to provide safe potable water to approximately 90 households in this area. CWC is working with PSMCSD, the closest public water provider in the area. LAFCO staff provided relevant information to CWC representatives regarding potential LAFCO actions that could facilitate the extension of PSMCSD's potable water services to this area. Current status is pre-application.

9. **Salinas Valley Healthcare System (SVMHS) – Potential annexation in North Monterey County to align with boundaries of the newly formed Pajaro Valley Health Care District.**

Part 3: Other LAFCO-Initiated Studies

In 2022, LAFCO completed a Municipal Service Review/Sphere of Influence study for the City of Soledad.

Currently, staff is preparing a Municipal Service Review/Sphere of Influence study for five Greenfield-area agencies to help address local challenges (see page 2 of this report). The agencies are the City of Greenfield, Greenfield Memorial District, Greenfield Fire District, Greenfield Cemetery District, and Greenfield Public Recreation District. The study will be completed in 2023.

In 2023, staff will begin a Municipal Service Review/Sphere of Influence study for the City of Gonzales to coincide with that City's anticipated annexation application (see page 2 of this report).

Also in 2023, we intend to begin a Municipal Service Review/Sphere of Influence study for the City of Marina. The study will focus on issues such as future growth and provision of services.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

harmful to our cooperative relationships. The issue has also generated informal opposition from the California Special Districts Association (CSDA).

To reinforce previous concerns on this issue, Executive Officer Kate McKenna sent a letter (Attachment 2) to the CALAFCO Legislative Committee in January 2023. The letter objects to pursuing the legislative proposal. Senior Analyst Jonathan Brinkmann spoke at the Committee's meeting on January 13. The Committee voted to form a sub-committee to develop compromise language intended to address the concerns of stakeholders. We will stay engaged with CALAFCO on this matter.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

Attachments:

- 7.1 CALAFCO Quarterly Newsletter, December 2022
- 7.2 Letter to CALAFCO Legislative Committee, January 10, 2023



BOARDROOM Brief

OCTOBER found us in Newport Beach for the annual conference, the regional elections on October 20th, and the October 21st Board meeting.

Regional elections saw a return of all directors except for Directors Blake Inscore (Northern) and Daron McDaniel (Central), who chose not to run again. Our sincere thanks to them for their service and many contributions to CALAFCO.

Taking their places are new Directors, Tom Cooley, our new city member for the Northern Region (Plumas), and Rodrigo Espinosa, the new County rep for the Central Region (Merced). Welcome!

With the elections completed, the CALAFCO Board members for the next year are:

Central:

- Rodrigo Espinosa** (Merced)
- Gay Jones** (Sacramento)
- Anita Paque** (Calaveras) and
- Daniel Parra** (Fresno)

Coastal:

- Chris Lopez** (Monterey)
- Mike McGill** (Contra Costa)
- Margie Mohler** (Napa) and
- Shane Stark** (Santa Barbara)

Northern:

- Bill Connelly** (Butte),
- Tom Cooley** (Plumas)
- Debra Lake** (Humboldt) and
- Josh Susman** (Nevada)

Southern:

- Mike Kelley** (Imperial),
- Jo MacKenzie** (San Diego)
- Derek McGregor** (Orange) and
- Acquanetta Warren** (San Bernardino)

(Continued on page 5)



New Gold Associate

Thank you to RSG, Inc. for upgrading to a Gold Membership!

RSG performs fiscal and reorganizational studies for LAFcos and applicants with the goal of

(Continued on page 8)

CELEBRATING EXTRAORDINARY!



Left to Right: Don Saylor (Yolo), Carolyn Emery (Orange), Christine Crawford (Yolo), and Amanda Ross (Southfork Consulting) and Erica Sanchez (El Dorado)

On October 20, 2021, CALAFCO held its much anticipated Achievement Awards Dinner in the glittering Pacific Ballroom at the Hyatt Regency John Wayne hotel in Newport Beach, California. The prestigious awards are given annually as a way of highlighting exceptional people or projects that have advanced the principles and goals of the Cortese-Knox-Hertzberg Act over the past year.

Honoring extraordinary efforts, the awards begin as nominations submitted by members from among eight categories. Those nominations then undergo a thorough consideration by the Achievement Awards Committee, with the final award recipients unveiled during the Awards Dinner at the annual conference.

CALAFCO wishes to extend congratulations to this year's phenomenal winners:

- ◆ *Outstanding Commissioner:*
DON SAYLOR (Yolo)
- ◆ *Outstanding LAFCo Professional:*
CAROLYN EMERY (Orange)
- ◆ *Mike Gotch Excellence in Public Service Award for Innovation (two-way tie) between:*
CHRISTINE CRAWFORD (Yolo),
and the dynamic duo of **ERICA SANCHEZ (El Dorado)** and **AMANDA ROSS (South Fork Consulting, LLC).**

Congratulations to all!



A Message from the
Executive Director

Whirlwind Journey

There is something about December that soothes my soul. Maybe it's the changing weather, the holiday sights and sounds, the children oozing with excitement, or maybe it is just knowing that the upcoming change of years allows a little downtime and an opportunity to reflect, rejuvenate, and regrow. That is particularly true this year as December also marks my tenth month as the CALAFCO Executive Director. It has been a bit of a whirlwind journey, but I have been SO glad to have you all by my side.

With the disruption of the pandemic, it's no wonder that the last two years have been challenging for CALAFCO – as with many nonprofits across the country. However, the experience caused us not only to re-examine how we conduct business but to streamline some areas. While it was a painful period, we survived, adjusted, and even developed some new offerings – all in spite of the global conditions.

Then, just when we thought we were normalizing, the year took a bumpy turn due to a spike in COVID-19 cases. That not only forced the cancellation of the spring workshop but also transferred some of its financial obligations to the fall conference. However, despite that, we ended up hosting a successful and well-received conference. Simply put, that success is due to the army of volunteers who assisted in the planning, the presentations, the staffing, and the fundraising that all helped get us there. Because of those combined efforts, we actually made a small profit of approximately \$5,000 on the conference – something I did not think possible back in May. Truly an astounding success, this was a stellar example of the teamwork that made the dream work! Thank you to everyone who offered a helping hand to make it work. (I don't dare try to name you all for fear of missing someone!)

But, that's behind us and we are already looking forward to building on that success in 2023. Of course, we have our next Staff Workshop planned for April 26th-28th in Murphys, California. The planning committee is currently being formed and we will, again, need many hands. Please contact Michelle McIntyre if you would like to help out. Similarly, if you have an idea for a session, please send that to Michelle and me as soon as possible so that the committee has ample time to consider it. Emails to Michelle should be sent to mmcintyre@placer.ca.gov while those to me should go to rlaroche@calafco.org. Look for a flyer for that workshop to go out in January.

Other things expected to occur in 2023 are the selection of a new accountant for CALAFCO, and the build-out of a new website. The need to identify a new accountant rose in June of this year when Jim Gladfelter, our current C.P.A., informed us that he is partially retiring and will no longer be preparing tax returns after this year. Since that preparation is a substantial portion of what he does for CALAFCO, the Board approved an RFP seeking a new accountant with nonprofit expertise. That RFP was issued on December 11th and is currently open. The RFP was transmitted to the EOs who, in turn, have distributed it to their networks and I'm pleased to report

(Continued on page 7)

FROM THE BOARD CHAIR



Dear CALAFCO members,

As the newly elected Board Chair, let me first say how honored and proud I am to have been selected as your Board Chair. I have always recognized the importance of the work that LAFCOs do and, by extension, the importance of the support that CALAFCO provides.

Secondly, I want to offer my sincere thanks to my fellow Board members who elected me to this position. Your trust is appreciated and I, of course, will always do my best to be a thoughtful leader and good steward for CALAFCO.

And, lastly, I want to take a moment to recognize Anita Paque, our former Board Chair, for her leadership. While all of the Board positions come at the expense of one's time, the Board Chair position is more intense, so thank you, Anita, for your service to the Association during a difficult year!

As we close the door on 2022, I want to wish Happy Holidays to everyone. I look forward to a rewarding 2023 at CALAFCO!

Bill Connelly



CONFERENCE CANDIDS

Newport Beach, October, 2022



FAREWELL to Two Contra Costa LAFCo Commissioners - Rob Schroder and Tom Butt

Submitted by Contra Costa LAFCo

Following 20 years as a Contra Costa LAFCo Commissioner, six years as Martinez City Council member, and 20 years as Mayor of the City of Martinez, Rob Schroder is retiring. During his tenure, Rob served on various committees and regional government agencies and boards, including the Contra Costa Transportation Authority (CTTA) (22 years), Central Contra Costa Identification Bureau (19 years), Marin Clean Energy (MCE) (3 years), and was an active member of the Contra Costa Mayors Conference. Commissioner Schroder began his LAFCo career in 2003 and is currently one of our longest serving Commissioners. During Rob's tenure, LAFCo processed 330 applications, including four district formations and seven district dissolutions, and most recently, a large fire district reorganization. LAFCo also completed 1st and 2nd round municipal service reviews (MSRs)/sphere of influence (SOI) updates covering all municipal services.

Commissioner Schroder attended many CALAFCO conferences and says "serving as a LAFCo commissioner gave me an opportunity to understand the relationship between various governmental agencies and how the services they provide intertwine and rely on each other. The MSR process, although confusing when we first started the process many years ago, became a valuable tool in analyzing the efficient delivery of service and identifying deficiencies, areas, and entities that need to be improved or dissolved. Being a LAFCo commissioner made me a better Mayor with the knowledge of the annexation process and the efficient delivery of services."

Following nearly 12 years as a LAFCo Commissioner, 27 years as City of

(Continued on page 6)



IN MEMORIAM

It is with sadness that we report the passing of Riverside LAFCo Commissioner, Phil Williams, on November 20th.

Commissioner Williams was a Special District Member from the Elsinore Valley Municipal Water District and had served on that board since 2001. He was also a local real estate broker and lifelong resident of Lake Elsinore.

Known for his servant heart, he worked tirelessly with local, state, and federal agencies on behalf of his community.

CALAFCO sends its condolences to our colleagues at Riverside LAFCo and to Commissioner Williams' family and friends.



NEW Roles

BRIAN SPAUNHURST, New Fresno EO

Departing EO, David Fey, reported that Brian Spaunhurst was appointed in late May as his replacement. Somehow Brian got missed in the August newsletter but we are rectifying that omission now! Brian has thrown himself into the role and CALAFCO, and has attended the conference (where he could be seen serving time at the registration desk), and has also volunteered to serve on the Legislative Committee. Welcome aboard, Brian!

SHIVA FRENTZEN Appointed El Dorado EO

El Dorado LAFCo reported that its commission took action on September 28th to appoint Shiva Frentzen as Executive Officer. If Shiva's name is familiar, it's because she was previously an El Dorado LAFCo Commissioner who served on the CALAFCO Board of Directors. Welcome (again),

(Continued on page 8)



BOARDROOM

(Continued from page 1)

The new members were seated during the October 21st meeting, followed by the election of the following Executive Officers:

- Bill Connelly** (Chair)
- Margie Mohler** (Vice Chair)
- Acquanetta Warren** (Treasurer)
- Daniel Parra** (Secretary)

With **Anita Paque** rotating into the Immediate Past Chair position. Thank you to all for your service!

With those changes, the first "regular" Board meeting occurred on **December 9, 2022**, with Chair Connelly at the helm. At that time, the Board chose committee members for the new year (staff members for the Leg Committee had been appointed on October 21st.) Committees and members are:

LEGISLATIVE COMMITTEE

Board Appointees - Bill Connelly, Gay Jones, Mike Kelley, Chris Lopez, Jo Mackenzie, Mike McGill, Margie Mohler, Anita Paque, Daniel Parra and Josh Susman.

Staff Voting Members - Clark Alsop, Gary Bell, Mark Bramfitt, Scott Browne, Carolyn Emery, Steve Lucas, Kai Luoma, Jennifer Stephenson, and Gary Thompson.

Staff Alternates - Rob Fitzroy, Paula Graf, Joe Serrano, and Paula de Sousa.

Advisory - Tara Bravo, Crystal Craig, Brandon Fender, Sara Lytle-Pinhey, Priscilla Mumpower, Erica Sanchez, Jim Simon, and Luis Tapia.

ACHIEVEMENT AWARDS COMMITTEE

Mike Kelley, Debra Lake, Margie Mohler, Anita Paque, and Shane Stark.

ELECTIONS COMMITTEE

Rodrigo Espinosa, Chris Lopez, Derek McGregor, and Josh Susman.

Continued in next column

CONFERENCE PLANNING COMMITTEE

Gay Jones, Derek McGregor, Margie Mohler, Anita Paque (Chair), and Josh Susman.

Other matters on the Board's December 9th agenda included receipt of the Investment and Financial Reports for the First Quarter, adoption of the Board's meeting schedule for the next year, approval of an RFP for Accounting Services, and receipt of the Conflict of Interest forms, Legislative Committee report, and Conference Overview.

Speaking of the conference, we must express thanks and gratitude to Paul Novak (Los Angeles) and Carolyn Emery (Orange), for their extraordinary fundraising. Because of their efforts, the conference posted a small profit of approximately \$5,000 - despite the nearly \$32,000 in additional fees that we were obligated to pay due to the cancellation of the spring workshop. Hopefully, we can keep these efforts going next year!!

The last item of the meeting was a closed session evaluation of the Executive Director's (ED) performance. At it's conclusion, the Board announced that the term of the ED's employment contract was extended to June 30, 2026, that they had formally approved a 4.9% cost of living increase (the allocation for which had been approved in April with the adopted budget) and, due to security concerns at the current CALAFCO office, approved the ED working remotely from any location, subject to approval by the Executive Committee. For full particulars of public items, please see the agenda packet.

The biennial Strategic Planning session is scheduled for February 16th at the Sacramento offices of Best & Krieger located at 500 Capitol Mall. The Board meeting will be held the next day (February 17th) at the same location.

All agendas, staff reports, and minutes can be found on the CALAFCO website at www.calafco.org. Any questions should be directed to the Executive Director at rlaroche@calafco.org.



CONTRA COSTA FAREWELLS

(Continued from page 4)

Richmond Council member, and the past eight years as the City's Mayor, Tom Butt is retiring. Tom served on multiple boards and committees including MCE, CCTA, San Francisco Bay Conservation and Development Commission, West Contra Costa Transportation Advisory Committee, Association of Bay Area Governments, US Conference of Mayors, Climate Mayors, League of California Cities, and was an active member of the Contra Costa Mayors Conference. Commissioner Butt notes that these regional and statewide appointments have been critical in bringing many benefits to the community including hundreds of millions of dollars in grants, public works projects, legislation, and a seat at the larger table. During Tom's tenure, LAFCo processed 95 applications, including numerous boundary changes/reorganizations, five dissolutions, and most recently, a large fire district reorganization and an out of agency service contract for fire services. During Commissioner Butt's tenure, LAFCo completed 1st and 2nd round MSR/SOI updates covering all municipal services.

In 2019, both commissioners shared in receipt of CALAFCO's "Most Effective Commission" award. Contra Costa LAFCo Commissioners were recognized for their leadership, diligence, and endeavors to promote healthy and sustainable local agencies. Since 2010, Contra Costa LAFCo Commissioners assisted three special districts to improve their operations and transparency, encouraged several districts to revise its governance structure, reorganized one special district, and dissolved four special districts.

Congratulations and best wishes to Commissioners Schroder and Butt for their valuable and dedicated service to their communities and to Contra Costa LAFCo!

ALAMEDA CONDUCTS MEASURE D STUDY

Submitted By Rachel Jones, Executive Officer, Alameda LAFCo

Alameda LAFCo recently conducted a special study regarding ballot Measure D that was passed in November of 2000 and did the following:

- Amending the County's Urban Growth Boundary
- Increasing restrictions on building intensity, minimum parcel sizes and permitted uses in rural areas of the County
- Establishing that all County planning policies and zoning regulations must be consistent with provisions of Measure D, and
- Mandating that any changes to the land use designations, building intensity or minimum parcel sizes as established by Measure D be subject to a new vote of the County electorate

The study's purposes were to review how Measure D has affected agricultural and open space lands and the surrounding communities, and to consider how implementation of Measure D has or has not met its own LAFCo policies pertaining to agriculture and open space. The study found that since the measure's passing, the agricultural and equestrian communities of Alameda County argue that the strict square footage limitations hinders their business performance. Alameda LAFCo recommended proposed amendments to the County to allow equestrian centers, greenhouses and wineries more flexibility in their building plans.

This November, Alameda County voters approved the recommended amendments on Measure D, or the "Save Agriculture and Open Space Lands" initiative, that aimed at increasing profits for agriculture business while simultaneously preserving the county's open land.

For more information see: <https://dailycal.org/2022/10/31/preserve-open-land-alameda-county-to-vote-on-amended-measure-d>

**Upcoming
EVENTS** 



2023 STAFF WORKSHOP
April 26 - 28, 2023

Learn technical topics in a scenic setting! Don't miss the Staff Workshop to be held on the beautiful grounds of Ironstone Vineyards in Murphys, California.

2023 ANNUAL CONFERENCE
October 18-20, 2023

Hyatt Regency Hotel, Monterey, California



CALAFCO U explores topics of interest to LAFCos and are offered at no cost to our members.

Feb. 23, 2023: The Dirty Dozen: *Things I Wish I Knew About The Act*

BOARD MEETINGS:

- Feb. 16, 2023** (Strategic Planning) LOCATION: Sacramento
- Feb. 17, 2023** LOCATION: Sacramento
- Apr. 21, 2023** LOCATION: Virtual
- Jul. 14, 2023** LOCATION: Virtual
- Oct. 20, 2023** LOCATION: Monterey
- Dec. 1, 2023** LOCATION: Virtual

LEGISLATIVE COMMITTEE MEETINGS:

- Jan. 13, 2023** LOCATION: Virtual (9 AM)
- Feb. 24, 2023** LOCATION: Sacramento (10 AM)
- Mar. 31, 2023** LOCATION: Virtual (9 AM)
- May. 5, 2023** LOCATION: Virtual (9 AM)
- Jun. 16, 2023** LOCATION: San Diego (10 AM)
- Jul. 28, 2023** LOCATION: Virtual, as needed (9 AM)
- Aug. 25, 2023** LOCATION: Virtual, as needed (9 AM)
- Nov. 3, 2023** LOCATION: Virtual, as needed (9 AM)
- Dec. 8, 2023** LOCATION: Virtual, as needed (9 AM)

ED WHIRLWIND

(Continued from page 2)

that we've already begun fielding questions from potential bidders.

The second large administrative undertaking for 2023 will be the website. We have known since March of this year that the platform on which our website has been built is being retired. So far, our vendor has been able to keep the website functioning at an increasing cost. However, the underlying computer language that it uses will not be supported at all after November, 2023. Given that we have no choice but to rebuild the website, it presents the ideal opportunity to upgrade it to an Association Management System (AMS) which will provide more features to the membership, while reducing some of the repetitive administrative things that Jeni does behind the scenes. We are currently in the process of comparing costs and features between available AMS systems and hope to be able to bring something before the Board in the first part of 2023.

While that's a lot, we're also planning for the Fall Conference. Our October event was so successful that I have already begun hearing from sponsors who are interested in the Monterey conference.

Beyond that administrative matrix, we also foresee a busy year for the Legislative Committee who will be working through some of the back-end things needed to get the GC 56133 proposal moving. Now that our new White Paper has been published ("Planning for a Sustainable and Predictable Future: Clarifying LAFCo Authority to Determine Government Code Section 56133(e) Exemption Eligibility"), we can begin the process of reaching out to stakeholders.

Lastly, I am pleased to report that at its December 9th meeting, the Board approved an extension to my employment contract through June 30, 2026. I am gratified beyond measure at the faith they, and you, have placed in me and I hope to continue to be worthy of it in the years to come.

Hopefully, you can tell that I am exhilarated by the opportunities and prospects before us. While the year has been a bumpy one, it has led to good friendships, great partnerships, and the start of some wonderful things. I call that a winning year!

Happy Holidays to each of you! May the season ahead bring you love and laughter. May the year to come bring you prosperity and contentment. Happy New Year, everyone!!



CONNECTIONS

Continued from Page 4

Shiva!

J.D. HIGHTOWER takes the EO rein in San Joaquin

J.D. Hightower has taken the EO reins in San Joaquin. Jim Glaser hung around for a month or two to assist with the transition (and even made an appearance at the conference) but is looking forward to indulging in some traveling.

Welcome aboard, J.D.!

KRIS BERRY now with San Benito

Kris Berry has reported that she has accepted a contract to be San Benito's EO. This makes the second LAFCo in Kris' belt, as she is also EO for Amador LAFCo. Looks like lots of travel is in Kris' future. Congratulations, Kris!

STEVE ENGFER appointed Interim EO in Mariposa

Long-time EO, Sarah Williams, has retired after

33 years with Mariposa County. In her place, the Board of Supervisors has appointed Assistant Planning Director Steve Engfer as both the Interim Planning Director and the Interim LAFCo EO. Welcome, Steve!

LORI ZINN hired as San Diego's new Clerk/Analyst

San Diego LAFCo is pleased to welcome Lori Zinn who joined them as their new Clerk/Analyst. Her first day there was October 24th. Congratulations, Lori!

STEPHANIE PRATT welcomed as Marin Clerk/Jr. Analyst

In August, Marin welcomed Stephanie Pratt to the LAFCo family. She comes to Marin from the private sector so is learning not just about LAFCo but the public sector. Hang in there, Stephanie, and welcome!

Congratulations to you all!

RSG, Inc. Continued from page 1

establishing a factual, transparent and credible basis for our clients to make informed decisions. RSG prepared Placer LAFCo's comprehensive fiscal analysis for the 2017 incorporation proposal for Olympic Valley, the preliminary feasibility studies for a 2018 incorporation in Malaga (Fresno County), as well as several reorganization proposals and municipal service reviews.

To learn more about RSG, Inc, visit their website at www.webrsg.com or contact Jim Simon at: jsimon@webrsg.com.

Associate Member **SPOTLIGHT**



CITY OF RANCHO MIRAGE

Located in the geographic center of the Coachella Valley, Rancho Mirage enjoys sunshine nearly every day with clean air. Resort living, superb dining, outdoor recreation, cultural and business opportunities all contribute to a superior quality of life.

To learn more about the City of Rancho Mirage, visit their website at: <https://ranchomirageca.gov/>



QK (formerly Quad Knopf) provides planning, engineering, biology, environmental, and survey services to public and private clients. Our planners have previous experience working for public agencies, including serving as LAFCo Analysts. We specialize in the San Joaquin Valley and Sacramento Valley regions.

To learn more about QK visit their website at www.qkinc.com, or contact Trevor Stearns at tstearns@qkinc.com

All information is provided by the Associate upon joining the Association. All Associate Member information can be found in the CALAFCO Member Directory.

CALAFCO wishes to thank all of our Associate Members for their ongoing support and partnership. We look forward to highlighting other Associate Members in future Newsletters.

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

January 10, 2023

**2023
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

Executive Director René LaRoche, Chair
CALAFCO Legislative Committee
1020 12th Street, Suite 222
Sacramento, CA 95814
Via email

**Subject: Consideration of GC §56133 legislative proposal
(Re: January 13, 2023 Legislative Committee Agenda Item #7)**

Dear Chair LaRoche and Committee Members,

This letter is in reference to the CALAFCO Legislative Committee's upcoming update and discussion of the California Government Code Section 56133 legislative proposal at its January 13, 2023 meeting under agenda item #7 and in reference to the CALAFCO Board's previous direction to survey Executive Officers to gauge support for this legislative proposal. Although the survey has not yet occurred, I am taking this opportunity to express opposition to the proposed legislative solution presented in the recent 2022 White Paper and to recommend that CALAFCO abandon this legislative proposal.

Monterey LAFCO Commissioner/CALAFCO Board Member Chris Lopez raised concerns and voted against the motion to pursue this effort at the July 22, 2022 CALAFCO Board meeting. I reiterate Monterey LAFCO's concerns, as follows:

1. Cities and districts in Monterey County are not self-exempting from LAFCO review of out-of-agency service extensions; this is not an issue for us.
2. This effort may call into question LAFCO's existing authority under Government Code Section 56133(e).
3. This effort may appear to cities and districts as LAFCOs seeking to add a new power or authority.
4. This effort may erode LAFCOs' relationships with cities and districts.
5. This effort is divisive to the CALAFCO organization.

We understand that some LAFCOs are concerned with misinterpretations of 56133(e). Specifically, cities and districts in some counties have determined by themselves, instead of through LAFCO, to be exempt from LAFCO review of out-of-agency service extensions. The 2022 White Paper: *Clarifying LAFCo Authority under Government Code Section 56133(e)* proposes amending California Government Code Section 56133 to clarify LAFCO's oversight role. Monterey LAFCO instead recommends that LAFCOs use appropriate local solutions to address the issue in cooperative dialogue with cities and districts. One potential local solution would be to amend a LAFCO's Local Policies and Procedures to clarify LAFCO's oversight role.

In conclusion, for the reasons expressed in this letter, I urge the Legislative Committee to end further efforts to advance the Government Code 56133 legislative proposal. No legislative clarification is necessary, the risks outweigh the potential gains, and alternative local approaches to address the issue are available to concerned LAFCOs.

Sincerely,



Kate McKenna, AICP
Executive Officer

cc: CALAFCO Board of Directors

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

LOCAL AGENCY FORMATION COMMISSION
P.O. Box 1369
Salinas, CA 93902
Telephone (831) 754-5838

132 W. Gabilan Street, Suite 102
Salinas, CA 93901
www.monterey.lafco.ca.gov

KATE McKENNA, AICP
Executive Officer

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
PREPARED BY: Jonathan Brinkmann, Senior Analyst
SUBJECT: LAFCO Budget and Finance Committee Appointment
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

It is recommended that the Commission appoint a Commissioner to the Budget and Finance Committee to fill a vacancy.

EXECUTIVE OFFICER'S REPORT:

Pursuant to Section 18 of the LAFCO bylaws, standing or ad hoc committees of the Commission may be established from time to time. At present, the Budget and Finance Committee is the only active committee of the Commission. The Budget and Finance Committee meets with the Executive Officer, staff, and financial consultants generally four times per year to examine LAFCO's finances and make recommendations to the full Commission on the utilization of funds available over the current and prospective fiscal years.

The Committee currently has a vacancy now that Supervisor Chris Lopez will not be retaining his seat on LAFCO after agency assignments by the Board of Supervisors on January 17, 2023. Special District Member Commissioner/Chair Leffel and City Member Commissioner Oglesby currently serve on the Committee. Staff recommends that the Commission fill the current Committee vacancy by appointing a third Commissioner.

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer

LAFCO *of Monterey County*

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

LOCAL AGENCY FORMATION COMMISSION
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KATE McKENNA, AICP
Executive Officer

DATE: January 23, 2023
TO: Chair and Members of the Formation Commission
FROM: Kate McKenna, AICP, Executive Officer
PREPARED BY: Jonathan Brinkmann, Senior Analyst
SUBJECT: CALAFCO Coastal Region County Member Vacancy
CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378.

SUMMARY OF RECOMMENDATION:

It is recommended that the Commission take the following actions:

1. Receive information regarding filling a vacancy on the CALAFCO Board of Directors and
2. Identify any County Member Commissioner interested in filling the vacancy.

EXECUTIVE OFFICER'S REPORT:

The purpose of this item is to inform the Commission of a CALAFCO Board vacancy and to identify any County Member Commissioner who is interested in being considered by the CALAFCO Board for filling the vacancy.

Staff informed CALAFCO on January 18, 2023 that Supervisor Chris Lopez has resigned as a CALAFCO Director due to a change of his assignments by the Monterey County Board of Supervisors. Subsequently, CALAFCO Executive Director Rene LaRoche sent an email to LAFCO Executive Officers comprising the 15-county Coastal Region advising them of the vacancy. Executive Director LaRoche's email also initiated the process of identifying County Members of LAFCOs within our region who may be interested in filling the unexpired Board term through October 2024.

CALAFCO policy 5.5.8 states that: "Vacancies on the Board of Directors may be filled by appointment by the Board for the balance of the unexpired term. Appointees must be from the same category as the vacancy, and should be from the same region."

Respectfully Submitted,



Kate McKenna, AICP
Executive Officer