

2023

Commissioners

Chair

Mary Ann Leffel
Special District Member

Vice Chair

Matt Gourley
Public Member

Mary Adams

County Member, Alternate

Wendy Root Askew
County Member

Glenn Church
County Member

Kimbley Craig
City Member

David Kong
Special District Member, Alternate

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

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Regular Meeting DRAFT MINUTES
**LOCAL AGENCY FORMATION COMMISSION
OF MONTEREY COUNTY**
Scheduled for Adoption May 22, 2023

Monday, April 24, 2023

All Commissioners and public participated in the meeting on Monday, April 24, 2023 in person or by Zoom video conference or telephone.

Call to Order

In the absence of the Chair and Chair Pro Tempore, Commissioner Oglesby nominated Commissioner Adams to chair the Regular Meeting.

The motion was seconded by Commissioner Craig and carried by a unanimous Ayes vote from Commissioners Adams, Church, Craig, Oglesby, and Snodgrass.

The Local Agency Formation Commission was called to order by Commissioner Adams at 3:06 p.m.

Roll Call

Commissioner Adams

Voting in place of Root Askew (County)

Commissioner Church

Commissioner Craig

Commissioner Oglesby

Commissioner Snodgrass

Voting in place of Gourley (Public)

Chair Leffel

Arrived at 3:11 p.m.

Members Absent (Excused Absence)

Commissioner Root Askew

Vice Chair Gourley

Commissioner Kong

Commissioner Poitras

Commissioner Velazquez

Staff Present

Kate McKenna, Executive Officer

Jonathan Brinkmann, Senior Analyst

Safarina Maluki, Clerk to the Commission/Office Administrator

Also Present

Kelly L. Donlon, General Counsel

Pledge of Allegiance

All Commissioners participated in the Pledge of Allegiance.

General Public Comments

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

There were no public comments.

Public Comments on Closed Session Items

There were no comments from members of the public.

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.

The Commission ADJOURNED to Closed Session at 3:08 p.m.

Closed Session

1. The Commission will conduct a review of the Public Employee Annual Performance Appraisal Program in closed session, pursuant to Code Section 54957. Position: LAFCO Executive Officer (CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378)

Executive Officer McKenna joined the Closed Session at 3:40 p.m.

Reconvene on Public Agenda Items

The Commission RECONVENED to Open Session at 3:57p.m.

Roll Call

Commissioner Adams
Commissioner Church
Commissioner Craig
Commissioner Oglesby
Commissioner Snodgrass
Chair Leffel

Read Out from Closed Session by LAFCO General Counsel

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

General Counsel Kelly Donlon advised that there were no reportable items.

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.

2. Approve Draft Minutes from the March 27, 2023 Regular LAFCO Commission Meeting.
Recommended Action: Approve minutes.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
3. Accept the March 31, 2023 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).
4. Approve Employment Contract Term Extension and Amendment to Termination Terms for LAFCO Executive Officer.
Recommended Action: Approve Amendment No. 8 to Employment Contract for LAFCO Executive Officer.
(CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).
5. 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).
6. 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).

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

Commissioner Action:

Upon motion by Commissioner Craig, seconded by Commissioner Oglesby, the Commission approved Consent Agenda Items #2 – #6 by a Roll Call Vote.

Motion Carried (Roll Call Vote):

AYES: Commissioners: Adams, Church, Craig, Oglesby, Snodgrass, Chair Leffel

NOES: Commissioners: None

ALTERNATES: Commissioners: None

ABSENT: Commissioners: Root Askew, Gourley, Kong, Poitras, Velazquez

ABSTAIN: Commissioners: None

*Commissioner Adams voting and representing County Member Root Askew;

*Commissioner Snodgrass voting and representing Public Member Gourley

Public Hearing

Conduct a Public hearing to Consider the Draft Final Annual Budget for Fiscal Year 2023 – 2024 (Second Hearing).

Recommended Actions:

- a. Receive a report from the Executive Officer;
- b. Open the second public hearing and receive and public comments;

- c. Provide for questions or follow-up discussion by the Commission;
 - d. Close the second public hearing;
 - e. Discuss and adopt a Resolution (Attachment 1) to adopt the Final Budget for Fiscal Year 2023 – 2024, and
 - f. Direct the Executive Officer transmit the Adopted Final Budget to the County, Cities and Independent Special Districts for apportionment of the net operating expenses pursuant to the requirement of Government Code Section 56381 (b) (1).
- (CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

Executive Officer McKenna and Senior Analyst Brinkmann presented the report.

There were no public comments or comments from the Commissioners.

Committee Action:

Upon motion by Commissioner Craig and second by Commissioner Oglesby, the Commission adopted the Final Budget for Fiscal Year 2023 – 2024 and directed that the Executive Officer transmit the Adopted Final Budget to the County, Cities and Independent Special Districts for the apportionment of the net operating expenses pursuant to the requirement of Government Code Section 56381 (b) (1).

Motion Carried (Roll Call Vote):

AYES: Commissioners: Adams, Church, Craig, Oglesby, Snodgrass , Chair Leffel
 NOES: Commissioners: None
 ALTERNATES: Commissioners: None
 ABSENT: Commissioners: Root Askew, Vice Chair Gourley, Kong, Poitras, Velazquez
 ABSTAIN: Commissioners: None

Executive Officer’s Communications

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

8. Communications

- a. Correspondence to the City of Gonzales
 (CEQA: Not a Project under California Environmental Quality Act Guidelines Section 15378).

Executive Officer McKenna provided brief comments on the draft ordinance adopted by the Gonzalez City Council.

There were questions from Chair Leffel, answered by Executive Officer McKenna.

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.

Chair Leffel provided an update of the recently attended meeting on behalf of the Special Districts Association of Monterey County to share information with Special Districts in Santa Cruz County interested in forming a Special Districts Association of Santa Cruz County. Chair Leffel also shared brief comments about her and Executive Officer McKenna’s meeting with Soledad Health Care District CEO.

Adjournment to the Next Meeting

A motion to adjourn was made by Commissioner Craig, seconded by Commissioner Snodgrass and unanimously approved by the Commission.

Chair Leffel adjourned the meeting at 4:08 p.m..

The next regular LAFCO Meeting is scheduled for Monday, May 22, 2023 in the Monterey Room, 2nd Floor, Government Center (168 W. Alisal Street), at 3:00 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 must be made with LAFCO of Monterey County staff at (831) 754-5838 at least three business days prior to the respective meeting.