

2014

Commissioners

Chair

Steve Snodgrass
Special District Member

Vice Chair

Sherwood Darington
Public Member

Fernando Armenta
County Member, Alternate

Louis R. Calcagno
County Member

Matt Gourley
Public Member, Alternate

Joe Gunter
Alternate, City Member

Maria Orozco
City Member

Warren E. Poitras
*Special District Member,
Alternate*

Ralph Rubio
City Member

Simón Salinas
County Member

Graig R. Stephens
Special District Member

Staff

Kate McKenna, AICP
Executive Officer

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

P. O. Box 1369
Salinas, CA 93902

Voice: 831-754-5838
Fax: 831-754-5831

www.monterey.lafco.ca.gov

MINUTES
LOCAL AGENCY FORMATION COMMISSION
OF MONTEREY COUNTY

Adopted on 2-23-15

Monday, December 1, 2014

4:00 p.m.

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

Roll Call

Members Present

Commissioner Snodgrass, Chair
Commissioner Darington, Vice Chair
Commissioner Calcagno
Commissioner Gourley
Commissioner Orozco
Commissioner Rubio
Commissioner Salinas
Commissioner Stephens

Members Absent (Excused Absences)

Commissioners Gunter, Poitras.

Members Not Present (Presence Not Required)

Commissioner Armenta.

Staff Present

Kate McKenna, AICP, Executive Officer
Leslie J. Girard, General Counsel
Darren McBain, Senior Analyst
Taven M. Kinison Brown, Associate Analyst
Gail Lawrence, Clerk to the Commission

Call To Order

The Local Agency Formation Commission was called to order by Chair Snodgrass at 4:03 p.m. in the Monterey County Board of Supervisors Chambers.

Pledge of Allegiance

Commissioner Snodgrass led the Pledge of Allegiance.

Public Comments

Paul Ingram commended Louis R. Calcagno for his years of service.

Public Comments

There were no Public Comments on items not on the Agenda.

Special Business

1. Resolution of Appreciation No. 14-12 Presented to Supervisor/Commissioner Louis R. Calcagno upon his Retirement from Elected Office, for Distinguished Public Service and Leadership.

Commission Action

Upon motion by Commissioner Salinas, seconded by Commissioner Stephens, LAFCO Resolution No. 14-12 was adopted by the Commission and presented to Louis R. Calcagno by Chair Snodgrass. Absent: Commissioners, Gunter and Poitras.

2. Certificate of Recognition for Henry M. Gowin, Principal Aide to Supervisor/Commissioner Louis R. Calcagno for his Service to the County of Monterey and the Local Agency Formation Commission.

Commission Action

The Certificate of Recognition for Henry M. Gowin, Principal Aide to Supervisor/Commissioner Louis R. Calcagno, was acknowledged by the Commission and presented to Henry M. Gowin by LAFCO Chair Snodgrass.

3. Presentation of 2014 Achievement Awards for “Outstanding LAFCO Professional” and “Distinguished Service” to LAFCO Executive Officer, Kate McKenna, AICP, from the Board of Directors of the California Association of Local Agency formation Commissions.

Commission Action

The 2014 Achievement Awards for “Outstanding LAFCO Professional” and “Distinguished Service” from the Board of Directors of the California Association of Local Agency Formation Commissions were acknowledged by the Commission and presented to Kate McKenna, LAFCO Executive Officer, AICP, by Pamela Miller, Executive Director, CALAFCO.

4. Staff Introductions (Information Only)

Kate McKenna, Executive Officer, introduced Taven M. Kinison Brown, LAFCO Associate Analyst.

Consent Calendar

5. Adopt the Draft Minutes of September 22, 2014.
6. Accept Draft Meeting Notes of the Budget and Finance Committee Meeting of November 7, 2014.
7. Approve the Register of Checks for the Month of October 2014.
8. Adopt the 2015 Schedule of Regular LAFCO Meetings.

9. Adopt Budget Amendment No 1 and Resolution No. 14-13 to the Adopted Annual Budget for Fiscal Year 2014-2015 to Transfer \$5,000 from Line Item 7245 (General Legal Services) to Line Item 7230 (Temporary Help Services – Clerical).

There were no Public or Commissioner comments for the Consent Items.

Commission Action

Upon motion by Commissioner Rubio, seconded by Commissioner Salinas, the Consent Items were approved. Absent: Commissioners Gunter and Poitras.

New Business

10. Receive Presentation from Karen Campbell, CPA Bianchi, Kasavan and Pope, LLP, and approve the Audit for the Fiscal Year Ending June 30, 2014.

Executive Officer, Kate McKenna, introduced Ms. Campbell, who gave a presentation. There were no public comments.

Commission Action

Upon motion by Commissioner Salinas, seconded by Commissioner Stephens, the Audit for Fiscal Year Ending June 30, 2014, was unanimously approved and accepted by those present. Absent: Commissioners Gunter and Poitras.

11. Receive Presentation from Mike Briley, CPA, Managing Partner, Hayashi Wayland Accounting and Consulting, LLP, and approve the Financial Statements for Period Ending June 30, 2014.

Executive Officer, Kate McKenna, introduced Mr. Briley, who gave a presentation. There were no public comments.

Commission Action

Upon motion by Commissioner Rubio, seconded by Commissioner Salinas, the Financial Statements for Period Ending June 30, 2014, were unanimously approved and accepted by those present. Absent: Commissioners Gunter and Poitras.

12. Receive Financial Statement information from Mike Briley, CPA, Managing Partner, Hayashi Wayland Accounting and Consulting, LLP, and approve the Financial Statements for Period Ending September 30, 2014.

Commissioner Rubio commented that the Budget and Finance Committee reviews the Financial Statements with the Accountants and Auditors prior to presenting the information to the Commission.

Commission Action

Upon motion by Commissioner Rubio, seconded by Commissioner Salinas, the Financial Statements for Period Ending September 30, 2014, were unanimously approved and accepted by those present. Absent: Commissioners Gunter and Poitras.

13. Receive Legislative Report from the California Association of Local Agency Formation Commission (CALAFCO), approve a comment letter and provide direction regarding a CALAFCO legislative proposal relating to LAFCO oversight of Joint Powers Authorities.

Kate McKenna, Executive Officer, gave a brief report and introduced Pamela Miller, Executive Director, CALAFCO.

Ms. Miller thanked the LAFCO Executive Officer and staff for their assistance to CALAFCO. She gave an informational presentation on CALAFCO Activities and a legislative update regarding the comment letter.

Commissioner Salinas thanked Ms. Miller for her presentation. Commissioner Calcagno and Darington also commented on the items presented.

Commission Action

Upon motion by Commissioner Salinas, seconded by Commissioner Stephens, the Commission accepted the information presented and approved the comment letter regarding LAFCO oversight of Joint Powers Authorities. Absent: Commissioners Gunter and Poitras.

14. Receive Mid-Year Review and Amendment of the Adopted Annual Work Program for FY 2014-2015 and Adopt Resolution 14-14.

Kate McKenna, Executive Officer, gave a report.

Commissioners Darington, Rubio and Salinas asked questions and made comments.

Commission Action

Upon motion by Commissioner Salinas, seconded by Commissioner Stephens, the Commission accepted the Mid-Year Review and adopted the amendment and Resolution 14-14 of the Annual Work Program for Fiscal year 2014-2015. Absent: Commissioners Gunter and Poitras.

Public Hearing

15. Public Hearing to Consider a Proposal from the Santa Lucia Community Services District to Activate the District's Latent Power to Provide Broadband Communication Services. (LAFCO File No 14-04) and adopt a Resolution.

- a. Considering the finding made by the Santa Lucia Community Services District that the proposal is exempt from environmental review pursuant to Sections 15303 and 15304 of the California Environmental Quality Act (CEQA) Guidelines.
- b. Activate the District's latent power to provide broadband communication services; and
- c. Authorize the Executive Officer to hold Conducting Authority ("Protest") Proceedings on Thursday, January 8, 2015, at 4:00 p.m. in the LAFCO Office.

Chair Snodgrass opened the Public Hearing. There were public comments and appreciation to the LAFCO Commission and staff from Forrest Arthur, General Manager, Santa Lucia Preserve Community Services District, and Mary Ann Leffel, Vice Chair, Monterey Peninsula Airport District Board of Directors.

Darren McBain, Senior Analyst, provided a report.

Chair Snodgrass closed the Public Hearing.

Commission Action

Upon motion by Commissioner Darington, seconded by Commissioner Salinas, the Commission adopted Resolution 14-15 Approving the Santa Lucia Community Services District Activation of the District's Latent Power to Provide Broadband Communication Services (LAFCO File No. 14-04) in consideration of the finding made by the Santa Lucia Community Services District that the proposal is exempt from environmental review pursuant to Sections 15303 and 15304 of the

California Environmental Quality Act (CEQA) Guidelines; and Further, Authorize the LAFCO Executive Officer to hold Conducting Authority (“Protest”) Proceedings on Thursday, January 8, 2015, at 4:00 p.m. in the LAFCO Office at 132 W. Gabilan Street, Suite 102, Salinas, CA 93901. Absent: Commissioners Gunter and Poitras.

Executive Officer’s Report

Executive Officer McKenna gave a report.

Commissioners Comments

Commissioners Gourley, Rubio, Chair Snodgrass, Salinas, and Darington, the entire LAFCO Commission and staff, thanked Supervisor/Commissioner Louis R. Calcagno for his many years of service to LAFCO, the County of Monterey and to the community.

Correspondence

Executive Officer McKenna reviewed correspondence received from J. Eric Tynan, General Manager, Castroville Community Services District to the LAFCO Commission and a letter from Supervisor/Commissioner Salinas.

Closed Session

Pursuant to Government Code section 54946.9(d)(2), the Commission met with its General Counsel in Closed Session regarding one matter of significant exposure to litigation.

The Commission recessed for Closed Session at 5:41 p.m. and reconvened at 5:50 p.m.

Legal Counsel and Chair Snodgrass reported there was no reportable action from the Closed Session.

Adjournment to the Next Meeting

Chair Snodgrass adjourned the meeting at 5:51 p.m.

*The next Regular LAFCO meeting is scheduled for Monday, January 26, 2015 at 4:00 p.m.

** Note: the January 26th Meeting was canceled.*