



**LOCAL AGENCY FORMATION COMMISSION
OF SANTA CRUZ COUNTY**

ADOPTED MINUTES

LAFCO REGULAR MEETING AGENDA

**Wednesday, April 7, 2021
Start Time - 9:01 a.m.**

Due to COVID-19, this meeting was conducted remotely pursuant to the provisions of the Governor's Executive Orders N-25-20 and N-29-20, which suspended certain requirements of the Ralph M. Brown Act.

1. ROLL CALL

Chair Justin Cummings called the meeting of the Local Agency Formation Commission of Santa Cruz County (LAFCO) to order at 9:00 a.m. and welcomed everyone in attendance. He asked the Commission Clerk to conduct roll call.

The following Commissioners were present:

- Chair Justin Cummings
- Vice-Chair Rachél Lather
- Commissioner Jim Anderson
- Commissioner Roger Anderson
- Commissioner Ryan Coonerty
- Commissioner Francisco Estrada
- Commissioner Zach Friend
- Alternate Commissioner Ed Banks
- Alternate Commissioner Yvette Brooks
- Alternate Commissioner John Hunt

The following LAFCO staff members were present:

- Executive Officer Joe Serrano
- Commission Clerk Debra Means (Outgoing)
- Commission Clerk Chris Carpenter (Incoming)
- Legal Counsel Daniel Zazueta

2. EXECUTIVE OFFICER'S MESSAGE

Executive Officer Joe Serrano announced that the Commission meeting is being conducted virtually through the Zoom Webinar platform and participation by Commissioners and staff are from remote locations. Members of the public have complete access to the meeting by phone or online.

3. ADOPTION OF MINUTES

Chair Justin Cummings requested public comments on the draft minutes. **Executive Officer Joe Serrano** noted no public comments were received. **Chair Justin Cummings** closed the public comments.

Chair Justin Cummings called for the approval of the draft minutes. **Commissioner Jim Anderson** motioned for approval of the March 5th Meeting Minutes and **Commissioner Roger Anderson** seconded the motion.

Chair Justin Cummings called for a roll call vote on the approval of the draft minutes with no changes. **Commission Clerk Chris Carpenter** conducted a roll call vote on the item.

MOTION: Jim Anderson
SECOND: Roger Anderson
FOR: Jim Anderson, Roger Anderson, Ryan Coonerty,
Justin Cummings, Francisco Estrada, Zach Friend, Rachél Lather
AGAINST: None
ABSTAIN: None

MOTION PASSED: 7-0

4. ORAL COMMUNICATIONS

Chair Justin Cummings requested public comments on any non-agenda items. **Executive Officer Joe Serrano** noted no public comments were received. **Chair Justin Cummings** closed the public comments.

5. PUBLIC HEARINGS

Chair Justin Cummings indicated that there are two public hearing items for Commission consideration today.

5a. "Pippin Way / Bellflower Way Extraterritorial Service Agreement"

Chair Justin Cummings requested staff to provide a presentation on the proposed extraterritorial service agreement.

Executive Officer Joe Serrano indicated that the proposal was submitted by landowner petition and involved a single parcel and the City of Scotts Valley. The purpose of the proposal is to address a failing septic system. The City informed LAFCO that it was willing and capable of providing sewer service to the property. The proposal meets the legal

criteria under Government Code Section 56133 regarding health and safety issues and the requirements under the Commission's Extraterritorial Service Agreement Policy. LAFCO staff recommends approval of the proposal.

Chair Justin Cummings requested public comments on the proposed extraterritorial service agreement. **Executive Officer Joe Serrano** noted no public comments were received. **Chair Justin Cummings** closed the public comments.

Chair Justin Cummings called for Commission comments on the proposal. **Commissioner Jim Anderson** asked the type of septic system. **Executive Officer Joe Serrano** indicated that it is a standard septic system connected to a single-family home. Mr. Serrano also noted that LAFCO staff will be analyzing the location of all existing extraterritorial service agreements throughout the county in a separate report. This report will be presented later in the year.

Chair Justin Cummings noted no further Commission discussion and called for a roll call vote on the approval of the proposal based on staff's recommendation: **Adopt the draft Resolution (No. 2021-08) approving the extraterritorial service agreement involving the City of Scotts Valley.**

Commission Clerk Chris Carpenter conducted a roll call vote on the item.

MOTION: Rachél Lather
SECOND: Jim Anderson
FOR: Jim Anderson, Roger Anderson, Ryan Coonerty,
Justin Cummings, Francisco Estrada, Zach Friend, Rachél Lather
AGAINST: None
ABSTAIN: None

MOTION PASSED: 7-0

5b. Draft Budget for Fiscal Year 2021-22

Chair Justin Cummings requested staff to provide a presentation on LAFCO's draft budget.

Executive Officer Joe Serrano informed the Commission that State law requires LAFCOs to adopt a draft budget by May and a final budget by June of each year. The draft budget for Fiscal Year 2021-22 totals \$641,850, which represents a decrease of 2.3% from the current budget (FY 2020-21 = \$657,100). LAFCO's primary source of revenue is the allocations from the County, the 4 cities, and the 22 special districts. The total allocation amount of \$399,300 represents a zero increase when compared to the last two adopted budgets. LAFCO staff recommends approval of the draft budget for Fiscal Year 2021-22.

Chair Justin Cummings requested public comments on the draft budget. **Executive Officer Joe Serrano** noted no public comments were received. **Chair Justin Cummings** closed the public comments.

Chair Justin Cummings called for Commission comments on the draft budget. The Commission did not have any questions for staff on this item.

Chair Justin Cummings called for a roll call vote on the approval of the draft budget based on staff's recommendation: **Adopt the draft resolution (No. 2021-09) approving the draft budget for Fiscal Year 2021-22.**

Commission Clerk Chris Carpenter conducted a roll call vote on the item.

MOTION: Zach Friend
SECOND: Ryan Coonerty
FOR: Jim Anderson, Roger Anderson, Ryan Coonerty,
Justin Cummings, Francisco Estrada, Zach Friend, Rachél Lather
AGAINST: None
ABSTAIN: None

MOTION PASSED: 7-0

6. OTHER BUSINESS

Chair Justin Cummings indicated that there are two business items for Commission consideration today.

6a. Legislative Update

Chair Justin Cummings requested staff to provide a presentation on this year's legislative session and any LAFCO-related bills.

Executive Officer Joe Serrano indicated that LAFCO continues to monitor all LAFCO-related bills, including the 2021 Omnibus Bill. This bill is co-sponsored by the California Association of LAFCOs (CALAFCO) and addresses non-controversial edits to the Cortese-Knox-Hertzberg Act. The Legislature is currently soliciting letters of support for the Omnibus Bill. LAFCO staff recommends that the Commission take a "Support" position and submit a letter of support to the bill's author.

Chair Justin Cummings requested public comments on the legislature update and proposed letter of support. **Executive Officer Joe Serrano** noted no public comments were received. **Chair Justin Cummings** closed the public comments.

Chair Justin Cummings called for Commission comments on the legislative update and proposed letter of support. The Commission did not have any questions for staff on this item.

Chair Justin Cummings called for a roll call vote on the Commission's position towards this year's Omnibus Bill based on staff's recommendation: **Take a "Support" position on AB 1581 and direct the Executive Officer to submit a letter to the bill's author declaring the Commission's position.**

Commission Clerk Chris Carpenter conducted a roll call vote on the item.

MOTION: Zach Friend
SECOND: Roger Anderson
FOR: Jim Anderson, Roger Anderson, Ryan Coonerty,
Justin Cummings, Francisco Estrada, Zach Friend, Rachél Lather
AGAINST: None
ABSTAIN: None

MOTION PASSED: 7-0

6b. Resolution of Appreciation for Commission Clerk Debra Means

Chair Justin Cummings requested staff to provide a presentation on the proposed resolution of appreciation for Debra Means.

Executive Officer Joe Serrano indicated that Debra Means will be retiring as the Commission Clerk after 19 years of dedicated service. The resolution notes that Ms. Means assisted in the processing of over 150 applications during her tenure. Mr. Serrano noted that representatives from Assembly Member Mark Stone's Office and CALAFCO have resolutions of appreciation to present as well.

Chair Justin Cummings requested public comments on Debra Means' retirement.

Maureen McCarty from Assembly Member Mark Stone's Office presented a resolution of appreciation on behalf of the California Senate. **Pamela Miller**, CALAFCO's Executive Director, presented a certificate of appreciation on behalf of the CALAFCO Board. **Former Commissioner John Leopold** extended his appreciation to Debra for all her help in completing LAFCO's mission. **Fire Chief John Walbridge** from Central Fire District wrote an email expressing his gratitude towards Debra and her assistance in completing the recent fire consolidation and answering all his local government questions.

Executive Officer Joe Serrano noted no further public comments were received. **Chair Justin Cummings** closed the public comments.

Chair Justin Cummings called for Commission comments on Debra Means' retirement.

Commissioner Zach Friend noted how Debra was the heart and soul of the LAFCO office. **Vice-Chair Rachél Lather** highlighted their long-lasting friendship and was proud of her accomplishments. **Commissioner Roger Anderson** will miss Debra's good humor and expertise shown throughout her career. **Commissioner Jim Anderson** echoed the sentiments from the previous Commissioners and thanked Debra for all her help throughout the years. **Commissioner John Hunt** noted that as a new Commissioner he really appreciated Debra's assistance in understanding LAFCO's role in the county. **Commissioner Ryan Coonerty** praised Debra's hard work and commitment to public service. **Chair Justin Cummings** appreciated Debra's support when he was a new Commissioner and her willingness to help the Commission and the public better understand LAFCO's role and responsibilities. **Commissioners Ed Banks, Yvette Brooks, and Francisco Estrada** also thanked Debra for her time as the Commission Clerk.

Chair Justin Cummings called for a roll call vote on the approval of the draft resolution based on staff's recommendation: **Adopt the draft resolution (No. 2021-10) extending the Commission's appreciation for Ms. Means' distinguished public service.**

Commission Clerk Chris Carpenter conducted a roll call vote on the item.

MOTION: Rachél Lather
SECOND: Jim Anderson
FOR: Jim Anderson, Roger Anderson, Ryan Coonerty,
Justin Cummings, Francisco Estrada, Zach Friend, Rachél Lather
AGAINST: None
ABSTAIN: None

MOTION PASSED: 7-0

7. WRITTEN CORRESPONDENCE

Chair Justin Cummings inquired whether there was any written correspondence submitted to LAFCO. **Executive Officer Joe Serrano** indicated that there were none received. **Chair Justin Cummings** moved to the next item since no Commission action was required.

8. PRESS ARTICLES

Executive Officer Joe Serrano indicated that this item highlights LAFCO-related articles recently circulated in local newspapers. **Chair Justin Cummings** moved to the next item since no Commission action was required.

9. COMMISSIONERS' BUSINESS

Chair Justin Cummings inquired whether any Commissioner would like to share information pertaining to their local government activities. There were no comments. **Chair Justin Cummings** moved to the next item since no Commission action was required.

10. LEGAL COUNSEL'S REPORT

Legal Counsel Daniel Zazueta informed the Commission that the City of Santa Cruz has asked whether LAFCO would consider joining the lawsuit between UCSC and the City regarding a dispute over the provision of municipal services within the University's campus but outside the City's jurisdictional boundary. The Commission will conduct a closed session at the next regularly scheduled meeting to discuss this matter. **Chair Justin Cummings** moved to the next item since no Commission action was required.

11. ADJOURNMENT

Chair Justin Cummings adjourned the Regular Commission Meeting at 9:52 a.m. to the next regular LAFCO meeting scheduled for Wednesday, May 5, 2021 at 9:00 a.m.



JUSTIN CUMMINGS, CHAIRPERSON

Attest:



JOE A. SERRANO, EXECUTIVE OFFICER