



Local Agency Formation Commission
for the County of Los Angeles

Voting Members

Jerry Gladbach
Chair

Donald Dear
1st Vice-Chair

Gerard McCallum
2nd Vice-Chair

Kathryn Barger
Richard Close
Margaret Finlay
John Mirisch
Holly Mitchell
Vacant
(City of Los Angeles)

Alternate Members

Lori Brogin-Falley
Michael Davitt
Janice Hahn
David Lesser
Mel Matthews
Vacant
(City of Los Angeles)

Staff

Paul Novak
Executive Officer

Adriana Romo
Deputy Executive Officer

Amber De La Torre
Doug Dorado
Adriana Flores
Alisha O'Brien

MINUTES OF THE LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES
LIVE VIRTUAL MEETING

March 9, 2022

Present:

Jerry Gladbach, Chair

Kathryn Barger
Lori Brogin-Falley
Donald Dear
Margaret Finlay
John Lee
Gerard McCallum
John Mirisch
Holly Mitchell

Michael Davitt, Alternate
David Lesser, Alternate
Mel Matthews, Alternate

Paul Novak, Executive Officer
Carole Suzuki, Legal Counsel

Absent:

Hilda Solis, Alternate

Vacant:

City of Los Angeles, Alternate Member
San Fernando Valley, Alternate Member

80 South Lake Avenue
Suite 870
Pasadena, CA 91101
Phone: 626/204-6500
Fax: 626/204-6507

www.lalafco.org

1 CALL MEETING TO ORDER

The meeting was called to order at 9:03 a.m. as a live virtual Commission meeting, with public comment accepted via e-mail, computer, or phone through the conclusion of public testimony.

2 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chair Gladbach.

VOTING COMMISSIONER

Chair Gladbach congratulated Commissioner Brogin-Falley as the Voting Member representing the San Fernando Valley. The appointment is to fulfill the unexpired term of former Commissioner Richard Close, who retired November of 2021. Commissioner Brogin-Falley was previously the Alternate Member for the San Fernando Valley.

3 DISCLOSURE OF CAMPAIGN CONTRIBUTION(S)

The Executive Officer (EO) read an announcement, asking if any Commissioners had received a campaign contribution that would require disclosure or any other issue requiring recusal from any item on today's agenda (None).

ANNOUNCEMENT

The EO noted that today's meeting was conducted pursuant to the provisions of Government Code § 54953 relative to virtual meetings, as well as the County of Los Angeles "Best Practices to Prevent COVID-19". LAFCO's legal counsel reviewed the provisions and has confirmed that the conduct of the meeting is consistent with State law as modified by the Governor and County orders.

The EO noted that all public hearing notices, and the agenda, clearly stated that interested persons were afforded the opportunity to submit written opposition or comments by e-mail, or via United States mail. For any communications received after the agenda was posted, staff has forwarded copies via e-mail to the Commission (None). LAFCO staff continued to monitor e-mail and comments received during the meeting and prior to the conclusion of each hearing item were read to the Commission (None).

4 SWEARING-IN OF SPEAKER(S)

The EO swore in four (4) members of the audience who planned to testify.

5 PUBLIC COMMENT

(None).

6 CONSENT ITEM(S)

The Commission took the following actions under Consent Items:

- a. Approved Minutes of February 9, 2022.
- b. Approved Operating Account Check Register for the month of February 2022.
- c. Received and filed update on Pending Proposals.
- d. Information Item(s) – Government Code §§ 56751 & 56857.
(None).

MOTION: Dear SECOND: Finlay APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
 Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

7 PUBLIC HEARING(S)

The following item was called up for consideration:

- a. Draft Municipal Service Review (MSR) 2022-02 and Sphere of Influence (SOI) Update for the Resource Conservation Districts (Antelope Valley Resource Conservation District and Resource Conservation District of the Santa Monica Mountains) (RCDs).

The EO summarized the staff report on this item.

The public hearing was opened to receive testimony on the MSR and SOI Update for the RCDs. There being no testimony and no written opposition, nor e-mails, submitted prior to the close of the public hearing, the public hearing was closed.

Clark Stevens (Executive Officer & Architect, Resource Conservation District of the Santa Monica Mountains) thanked LAFCO staff for their professionalism and willingness to help in the preparation of the MSR/SOI Update.

The Commission took the following actions:

- Adopted and approved the March 9, 2022 Municipal Service Review and Sphere of Influence Update of the Resource Conservation Districts;
- Adopted the recommended determinations required for a Municipal Service Review as contained in both the staff report and MSR, pursuant to Government Code § 56430;

- Adopted the recommended determinations required for the proposed Sphere of Influence Updates for the Antelope Valley Resource Conservation District and the Resource Conservation District of the Santa Monica Mountains, pursuant to Government Code § 56425, as stated in the staff report and found in the MSR/SOI Update;
- Adopted the Proposed SOI Update maps found in the MSR and SOI Update;
- Adopted the Resolution Making Determinations, including the California Environmental Quality Act determinations, Approving MSR No. 2022-02 – Municipal Service Review and Sphere of Influence Update for the Antelope Valley Resource Conservation District and the Resource Conservation District of the Santa Monica Mountains; Resolution No. 2022-03RMD;
- Directed and authorized the Executive Officer to mail copies of the resolution as provided in Section 56882 of the Government Code; and
- Directed the Executive Officer to post the MSR/SOI Update to the Commission website.

MOTION: Barger SECOND: McCallum APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

7 PUBLIC HEARING(S)

The following item was called up for consideration:

- b. Proposed Draft Budget for Fiscal Year 2022-23.

The EO summarized the staff report on this item.

The public hearing was opened to receive testimony on the budget hearing. There being no testimony and no written opposition, nor e-mails, submitted prior to the close of the public hearing, the public hearing was closed.

Commissioner Barger asked why rental expenses are projected to be higher in 2022-23 compared to the current fiscal year. The Executive Officer stated that LAFCO's prior lease was executed in 2001, and even with annual increases, the 2021 rental rate was significantly below current market level rental rates (the prior lease ended in November 2021). Commissioner McCallum (who served on the ad hoc committee which negotiated the 2021 lease extension), noted that the 2021 lease extension has an "out clause" allowing the Commission to terminate the 5-year lease extension at Year 3 (in 2024), subject to certain penalties; and that LAFCO negotiated this

provision to allow for more flexibility should office space needs change over the next few years.

The Commission took the following actions:

- Approved the Proposed Draft Budget for Fiscal Year 2022-23;
- Pursuant to Government Code § 56381, directed staff to forward to Proposed Budget for Fiscal Year 2022-23 to the County of Los Angeles, as well as the 88 cities and 51 independent special districts in Los Angeles County, for their comment; and
- Set April 13, 2022, for hearing on adoption of the Recommended Final Budget for Fiscal Year 2022-23.

MOTION: Dear SECOND: Barger APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

8 PROTEST HEARING(S)

(None).

9 OTHER ITEMS

The following item was called for consideration:

- a. Adoption of Resolution Authorizing Remote Teleconference Meetings of the Commission pursuant to Government Code § 54953(e) and Making Required Findings.

The EO summarized the staff report on this item.

The Commission took the following action:

- Adopted the Resolution Making Determinations Approving Resolution of the Local Agency Formation Commission for the County of Los Angeles Authoring Remote Teleconference Meetings of the Legislative Body of the Los Angeles Formation Commission for the County of Los Angeles for the meetings of March 9, 2022, pursuant to the Ralph M. Brown Act; Resolution No. 2022-04RMD.

MOTION: Dear SECOND: Finlay APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

9 OTHER ITEMS

The following item was called for consideration:

- b. As-Needed Alternate Legal Counsel.

The EO summarized the staff report on this item.

The Commission took the following action:

- Directed the Executive Officer to execute contract amendments, for a new term of three (3) years and adjusting billing rates, with no other changes, with the law firms of Best Best & Krieger; Nossaman LLP; and Sloane Sakai LLP; and bring back the contracts to the Commission for approval at a future meeting.

MOTION: Finlay SECOND: Barger APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

9 OTHER ITEMS

The following item was called for consideration:

- c. Policy for Commission Term of Office.

The EO summarized the staff report on this item.

The Commission took the following actions:

- Adopted the “Policy for Commissioner Term of Office”; and
- Directed staff to post the Policy for Commissioner Term of Office to the Commission website.

MOTION: Barger SECOND: McCallum APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

10 LEGISLATION

The following item was called up for consideration:

- a. Request to Support AB 2957.

The EO indicated that after the posting of the agenda, the California Association of Local Agency Formation Commissions (CALAFCO) requested that the Commission take a support position regarding AB 2957 (Annual Omnibus Bill).

The EO summarized the staff report on this item.

The Commission took the following action:

- Determined that there is a need to take immediate action relative to AB 2957, and that the need for action came to the attention of the local agency subsequent to the agenda being posted, as authorized pursuant to Government Code § 54954.2.(b).(2). and as described in more detail in the staff report.

MOTION: Dear SECOND: Finlay APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

The Commission's unanimous vote (9-0) to consider an item after the posting of the agenda exceeded the minimum two-thirds vote required for approval pursuant to Government Code § 54954.2.(b).(2).

The following item was called up for consideration:

- a. Legislative Update and Request to Support SB 938, AB 2449, and AB 2957.

The EO indicated that there was a typo on page 5 of the staff report. The staff report should reflect "SB 938" instead of "SB 738".

The EO summarized the staff report on this item.

The Commission took the following actions:

- Received and filed the Legislative Update;
- Took a “SUPPORT” position relative to SB 938, and authorized the Chair to sign letters documenting this position, and directed staff to convey this support to the Governor, legislators, and other stakeholders;
- Took a “SUPPORT” position relative to AB 2449, and authorized the Chair to sign letters documenting this position, and directed staff to convey this support to the Governor, legislators, and other stakeholders; and
- Took a “SUPPORT” position relative to AB 2957, and authorized the Chair to sign letters documenting this position, and directed staff to convey this support to the Governor, legislators, and other stakeholders.

MOTION: Dear SECOND: Finlay APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
 Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

11 MISCELLANEOUS CORRESPONDENCE

(None).

12 COMMISSIONERS' REPORT

(None).

13 EXECUTIVE OFFICER'S REPORT

- a. Written Update.
- b. Verbal Update.

The EO indicated that the April 13, 2022 Meeting will be noticed as a virtual format.

Commissioner McCallum asked when will the Commission return to in-person meetings, and the Executive Officer addressed his question.

Commissioners Finlay and Mirisch indicated that they would like to see flexibility in being able to attend in-person or virtual meetings. Legal Counsel offered to provide additional research on this issue.

The Commission took the following actions:

- Received and filed the Executive Officer's Written Update and Verbal Update.

MOTION: Finlay SECOND: Barger APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.

14 PUBLIC COMMENT

(None).

15 FUTURE MEETINGS

April 13, 2022
May 11, 2022
June 8, 2022

15 ADJOURNMENT MOTION

Chair Gladbach adjourned the live virtual meeting at 9:44 a.m.

Respectfully submitted,



Paul Novak, AICP
Executive Officer

WHEREAS, based upon staff review and the feasibility of governmental reorganization identified in Section 56425(h), staff has determined that any such reorganizations will not further the goals of orderly development and affordable service delivery, and therefore will not recommend reorganization of the AVRCD or the RCDSMM;

WHEREAS, the proposed action consists of the adoption of the MSR and adoption of an SOI for the AVRCD and the RCDSMM; and

WHEREAS, MSRs and SOI Updates are feasibility and planning studies for possible future actions that have not been approved, adopted, or funded. The preparation and adoption of an MSR and SOI Update is statutorily exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines § 15262 as a feasibility and planning study for possible future action. In addition, the recommended MSR and SOI Update is exempt from the California Environmental Quality Act because it can be seen with certainty that there is no possibility that the recommended MSR and SOI amendments will have a significant effect on the environment pursuant to State CEQA Guidelines Section 15061(b)(3); and, in the alternative, this recommendation is not a project for purposes of CEQA because it is an organizational activity of government with no direct nor indirect effects on the physical environment and therefore is excluded from the definition of a project, pursuant to Section 15378(b) of the State CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The recommended actions are exempt from CEQA, or in the alternative are not a project pursuant to the State CEQA Guidelines, as set out herein

2. The Executive Officer's staff report and recommendations for adoption of the MSR and adoption of an SOI Update for the AVRCD is consistent with the following determinations, as required by Government Code Section 56425:

(1.) Present and Planned Land Uses in the Area:

- The jurisdictional boundary of the AVRCD includes broad swaths of land in Northern Los Angeles County, as well as small portions of Kern County and Ventura County.
- This large territory includes a vast array of land uses, including: developed and developing residential, commercial, industrial, manufacturing, and retail uses; agricultural lands; recreational and open space areas, including the Angeles National Forest; and vacant lands.

2.) Present and Probable Need for Public Facilities and Services in the Area:

- Landowners and public agencies within the AVRCD's jurisdictional boundary benefit from the soil conservation services performed by the AVRCD. The present and probable needs for the services provided by the AVRCD will continue indefinitely.

(3.) Present Capacity of Public Facilities and Services:

- The district has sufficient capacity, in terms of land, vehicles, and staffing, to provide soil conservation services to stakeholders and the general public, both presently and for the foreseeable future.
- The district's ownership of eighty (80) acres of land, as well as two vehicles, free of any debt, provide the district with a solid base from which to provide services.

(4.) Social or Economic communities of interest:

- There are many social and economic communities of interest throughout the large area served by the AVRCD.
- The AVRCD implements projects within its jurisdictional boundary in the interest of conserving soil, regardless of the existence of any social or economic communities of interest.

(5). Present and probable need for public facilities or services related to sewers, municipal and industrial water, and structural fire protection for any disadvantaged unincorporated communities within the existing and proposed SOI:

- The core services provided by the AVRCD do not impact the present and probable need for public facilities or services related to sewers, municipal and industrial water, and structural fire protection for any disadvantaged unincorporated communities within the existing and proposed SOI.
- The AVRCD provides its services in all portions of its district, regardless of whether the involved territory lies within, adjacent to, or outside of, a DUC.

3. The Executive Officer's staff report and recommendations for adoption of the MSR and adoption of an SOI Update for the RCDSMM is consistent with the following determinations, as required by Government Code Section 56425:

(1). Present and Planned Land Uses in the Area:

- The jurisdictional boundary of the RCDSMM includes broad swaths of land in Los Angeles County, as well as portions of eastern Ventura County.
- This large territory includes a vast array of land uses, including: developed and developing residential, commercial, industrial, manufacturing, and retail uses; agricultural lands; recreational and open space areas; and vacant lands.

(2). Present and Probable Need for Public Facilities and Services in the Area:

- Landowners and public agencies within the RCDSMM's jurisdictional boundary benefit from the soil conservation services performed by the RCDSMM. The present and probable needs for the services provided by the RCDSMM will continue indefinitely.

(3.) Present Capacity of Public Facilities and Services:

- Available financial indicators suggest that the district is in a strong financial position.

- The district has sufficient financial capability to provide soil conservation services to stakeholders and the general public, both presently and for the foreseeable future.

(4). Social or Economic communities of interest:

- There are many social and economic communities of interest throughout the large area served by the RCDSMM.
- The RCDSMM implements projects within its jurisdictional boundary in the interest of conserving soil, regardless of the existence of any social or economic communities of interest.

(5). Present and probable need for public facilities or services related to sewers, municipal and industrial water, and structural fire protection for any disadvantaged unincorporated communities within the existing and proposed SOI:

- The core services provided by the RCDSMM do not impact the present and probable need for public facilities or services related to sewers, municipal and industrial water, and structural fire protection for any disadvantaged unincorporated communities within the existing and proposed SOI.
- The RCDSMM provides its services in all portions of its district, regardless of whether the involved territory lies within, adjacent to, or outside of, a DUC.

4. The Executive Officer is hereby directed to amend the official LAFCO SOI maps for the AVRCD and the RCDSMM consistent with the proposed SOI maps in the MSR and SOI Update, including a notation that the Commission amended the respective SOIs on March 9, 2022.

5. The Executive Officer is hereby authorized and directed to mail copies of this resolution as provided in Section 56882 of the Government Code; and

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6. Pursuant to Government Code 56883, the Executive Officer may make non-substantive corrections to this resolution to address any technical defect, error, irregularity, or omission.

PASSED AND ADOPTED this 9th day of March, 2022.

MOTION: Barger SECOND: McCallum APPROVED: 9-0-0
AYES: Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell,
Gladbach
NOES: None.
ABSTAIN: None.
ABSENT: None.



PAUL A. NOVAK, Executive Officer

RESOLUTION NO. 2022-04RMD
RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR THE COUNTY OF LOS ANGELES AUTHORIZING REMOTE TELECONFERENCE
MEETINGS OF THE LEGISLATIVE BODY OF THE LOCAL AGENCY FORMATION COMMISSION FOR
THE COUNTY OF LOS ANGELES FOR THE MEETING OF MARCH 9, 2022 PURSUANT TO THE
RALPH M. BROWN ACT

WHEREAS, the Local Agency Formation Commission for the County of Los Angeles (“LAFCO” or “Commission”) is committed to preserving and nurturing public access and participation in meetings of the Commission; and

WHEREAS, all meetings of the Commission are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the Commission conduct its business; and

WHEREAS, the Brown Act, Government Code Section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code Section 54953(b)(3), subject to the existence of certain conditions and requirements; and

WHEREAS, a required condition of Government Code Section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, it is further a required condition of Government Code Section 54953(e) that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body holds a meeting to determine by majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, because such conditions now exist in Los Angeles County and throughout the state, a State of Emergency has been proclaimed by Governor Gavin Newsom on March 4, 2020, addressing the threats to public health and safety associated with the COVID-19 pandemic in California, and prescribing certain measures to protect the health and safety of all state residents, and said State of Emergency remains in full force and effect; and

WHEREAS, the California Department of Industrial Relations has issued regulations, at Title 8 of the California Code of Regulations Section 3205(c)(5)(D), making recommendations for physical (social) distancing in the workplace as a measure to decrease the spread of COVID-19, given that particles containing the virus can travel more than six feet, especially indoors; and

WHEREAS, the Los Angeles County Public Health Officer has issued guidance for the business community, "Best Practices to Prevent Covid-19 – Guidance for Businesses and Employers," which recommends that employers implement policies and practices that support physical distancing of at least six feet, including practices such as limiting indoor occupancy, using visual distancing cues, offering telework options to staff, offering flexible work hours, and altering physical work space to increase distance between workstations and customers; and

WHEREAS, an in-person meeting of the Commission would present imminent risk to the health and safety of attendees, given the continued presence of COVID-19, as well as the inability to maintain adequate social distancing amongst commissioners, staff, legal counsel, and the general public in an indoor setting; and

WHEREAS, as a consequence of the foregoing, the Commission does hereby find that it shall conduct its meetings without complying with Government Code Section 54953(b)(3), as authorized by Government Code Section 54953(e), and that the Commission shall comply with

the requirements to provide the public with access to the meetings as prescribed in

Government Code Section 54953(e)(2).

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Recitals set forth above are true and correct and are hereby incorporated into this Resolution by reference.
2. The Commission hereby determines that there is an active, proclaimed state of emergency throughout the State of California due to the ongoing COVID-19 pandemic; that state and local officials have imposed or recommended measures to promote social distancing; and that meeting in person would present imminent risks to the health and safety of attendees as the result of the COVID-19 emergency.
3. The Commission is hereby authorized to conduct its open and public meetings by teleconference in compliance with the provisions of Government Code Section 54953(e).
4. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of either April 8 (thirty days from today), or such time as the Commission adopts a subsequent resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the legislative body of the Commission may continue to teleconference without compliance with Government Code Section 54953(b)(3).

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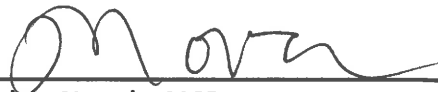
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5. PASSED AND ADOPTED this 9th day of March, 2022.

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| MOTION: | Dear | SECOND: Finlay | APPROVED: 9-0-0 |
| AYES: | Barger, Brogin-Falley, Dear, Finlay, Lee, McCallum, Mirisch, Mitchell, Gladbach | | |
| NOES: | None. | | |
| ABSTAIN: | None. | | |
| ABSENT: | None. | | |

**LOCAL AGENCY FORMATION COMMISSION
FOR THE COUNTY OF LOS ANGELES**



**Paul A. Novak, AICP
Executive Officer**