



2.a.
6/23/2022

MINUTES
May 26, 2022

Present: Michael Vargas, Chair
Commissioners: Nancy Wright
Jeff Hewitt
Steve Sanchez
Phil Williams
Via Teleconference: Stephen Tomanelli, Vice-Chair
Absent: Kevin Jeffries

Present Staff: Gary Thompson, Executive Officer
Crystal Craig, Assistant Executive Officer
Elizabeth Valdez, Commission Clerk
Melissa Cushman, Legal Counsel

1. CALL TO ORDER AND SALUTE TO THE FLAG.

Chair Vargas called the meeting to order at approximately 8:32 a.m.

1.2. ROLL CALL.

1.3. ANNOUNCEMENT CONCERNING CONTRIBUTIONS TO COMMISSION MEMBERS.

Counsel Cushman made a statement to the public regarding disclosure of contributions made to Commissioners.

2. APPROVAL OF THE MINUTES:

- a. April 28, 2022
- b. May 9, 2022 (Special Meeting)

Moved (Hewitt) seconded (Williams to approve the Minutes of the April 28, 2022 and May 9, 2022 meetings.

Chair Vargas called for the vote.

AYES: Vargas, Tomanelli, Wright, Hewitt, Sanchez, and Williams.
NOES: None.
ABSENT: Jeffries.
ABSTAINED: None

3. PUBLIC COMMENTS ON ANY ITEMS NOT ON THE AGENDA.

Seth Wilson, World Be Well, not profit organization. Mr. Wilson spoke to the Commission about two grants that are available; the Sustainable Agriculture Land Conservation (SALC) and Community Economic Resilience Fund (CERF).

4. CONSENT CALENDAR (NON-HEARING ITEMS):

a. LAFCO Monthly Expenditure Review.

b. AB 361 Renewing the Emergency Declaration pursuant to Resolution No. 01-22 Authorizing Virtual Commission Meetings for Thirty Days Pursuant to the Ralph M. Brown Act and establishing findings that state officials continue to impose or recommend measures to promote social distancing, justifying the ongoing need for virtual meetings. (No written report) (Link to Resolution 01-22).

Chair Vargas noted receipt of a late written comment from Brad Anderson regarding his opposition to Item 4.b.

Moved (Wright) seconded (Sanchez) to approve the consent calendar as recommended by staff.

Chair Vargas called for the vote.

AYES: Vargas, Tomanelli, Wright, Hewitt, Sanchez, and Williams.

NOES: None.

ABSENT: Jeffries.

ABSTAINED: None.

5. PUBLIC HEARINGS:

Continued: There were no continued public hearing items.

New:

a. Fiscal Year 2022/23 Final Budget and approval of Resolution 05-22 approving the exemption from Government Code Section 56381(a).

Mr. Thompson presented the Final Budget. He stated that he did restore the full contribution amount to the unfunded OPEB Reserve as directed during the public hearing for the Proposed Budget and the local agency share was increased to 13.9%. He stated the Budget is balanced and will be a reduced budget from the previous year therefore requiring the approval of Resolution 05-22.

Chair Vargas opened the public hearing there being no one wishing to speak he closed the public hearing.

Moved (Williams) seconded (Wright) to approve the Fiscal Year 2022/23 Final Budget and Resolution 05-22 approving the exemption from Government

Code Section 563281(a) as recommended by staff.

Chair Vargas called for the vote.

AYES: Vargas, Tomanelli, Wright, Hewitt, Sanchez, and Williams.

NOES: None.

ABSENT: Jeffries.

ABSTAINED: None.

6. OTHER BUSINESS:

- a. Modification of Disadvantaged Unincorporated Community (DUC) Boundary
- Palm Desert DUC No. 2 (Del Webb Sun City).

Ms. Craig presented this item. She gave a background of the recent DUC policy. She stated that although the Census data may say different, DUC No. 2 does not qualify as a DUC since it is a well-established, residential, gated community in Palm Desert.

Moved (Hewitt) seconded (Sanchez) to remove Palm Desert DUC No. 2 (Del Webb Sun City) from the Disadvantaged Unincorporated Community Boundary.

Chair Vargas called for the vote.

AYES: Vargas, Tomanelli, Wright, Hewitt, Sanchez, and Williams.

NOES: None.

ABSENT: Jeffries.

ABSTAINED: None.

- b. Commission Meeting Schedule for Fiscal Year 2022/23.

Mr. Thompson presented this item. He stated this schedule calls for 10 meetings this year. He stated that the December 1st meeting be changed to December 8th and staff will confirm a location.

Commissioner Wright suggested holding the December 1st meeting in Indian Wells where the ACWA meeting is being held that week.

Moved (Williams) seconded (Wright) to approve the Commission Meeting Schedule for Fiscal Year 2022/23 and staff will look further into the holding the December 1st meeting in Indian Wells during the ACWA conference or to change the date to December 8th if there is a conflict for that location.

Chair Vargas called for the vote.

AYES: Vargas, Tomanelli, Wright, Hewitt, Sanchez, and Williams.

NOES: None.

ABSENT: Jeffries.

ABSTAINED: None.

7. INFORMATION ITEMS: No action to be taken by the Commission.

- a. Proposals Received and/or LAFCO Initiated (Government Code Sections 56751 and 56857):
- i. LAFCO 2022-02-3,4&5-Countywide Municipal Service Review and Sphere of Influence Review and Potential Updates for Library Independent Special Districts: Banning Library District, Beaumont library District, and Palo Verde Valley Library District.
 - ii. LAFCO 2022-03-1,2&4-Countywide Municipal Service Review and Sphere of Influence Review and Potential Updates for Mosquito & Vector Control Independent Special Districts: Coachella Valley Mosquito & Vector Control District and Northwest Mosquito & Vector Control District.
 - iii. LAFCO 2022-04-3-Countywide Municipal Service Review and Sphere of Influence Review and Potential Updates for Fire Protection Independent Special Districts: Idyllwild Fire Protection District.
 - iv. LAFCO 2022-05-5-Sphere of Influence Amendments to Beaumont-Cherry Valley Water District (removal) and to Yucaipa Valley Water District (addition) (Merlin Properties, LLC c/o Fred Riedman); and
 - v. LAFCO 2022-06-5-Reorganization to Include Detachment from Beaumont-Cherry Valley Water District and Concurrent Annexation to Yucaipa Valley Water District (Merlin Properties, LLC c/o Fred Riedman)

Ms. Craig gave a brief overview of each of the new and/or LAFCO initiated proposals.

Dan Jagers, District Manager, Beaumont-Cherry Valley Water District (BCVWD). Mr. Jagers spoke in opposition to Items iv. and v. He stated that the BCVWD had annexed this area into their service boundary in the 2000's and they have confirmed that they can continue to provide service to the area. He stated that the Yucaipa Valley Water District would only provide a bundled service therefore causing a need to annex to YVWD.

b. Report on Conducting Authority Proceedings.

There was no Conducting Authority Proceedings Report.

8. LEGISLATIVE UPDATE AND POTENTIAL POSITIONS.

Mr. Thompson gave an update on pending legislation. He stated that AB 2957 was before the Senate, and SB 938 was now before the Assembly. He stated that he would continue to watch the items on the tracking list.

9. EXECUTIVE OFFICER REPORTS.

Mr. Thompson gave an update on the State grant for the IID Study. He stated all paperwork was signed and filed on time. He stated that he consultant agreement would be brought to the Commission in June.

Ms. Craig gave an update on the City MSR stating the draft hearing report was out for comment and it would be before the Commission in June.

10. COMMISSIONER COMMENTS/FUTURE ITEMS.

Commissioner Wright stated that the meeting in December could be held 9:30 a.m. since the Salton Sea meeting was canceled and there was no conflict in meeting times.

Commissioner Tomanelli asked if there was any update to the potential Hemet annexation. Mr. Thompson stated that an application had not yet been submitted.

11. EXECUTIVE SESSION:

With respect to every item of business to be discussed in closed session pursuant to Government Code Section 54954.5:

a. Public Employee Performance Evaluation: LAFCO Executive Officer

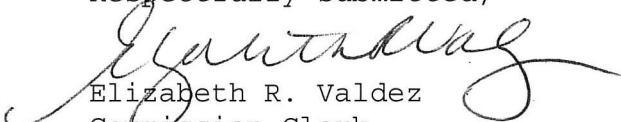
The Commission went into closed section at 9:05 a.m and returned to the meeting at 9:28 a.m.

Chair Vargas stated that there was no reportable action.

12. ADJOURNMENT.

The Commission adjourned the meeting at 9:29 a.m.

Respectfully submitted,



Elizabeth R. Valdez
Commission Clerk