

SAN BENITO LOCAL AGENCY FORMATION COMMISSION MINUTES OF MEETING

October 13, 2022

Board of Supervisors Chambers - Hollister, CA

CALL TO ORDER

1. Chair Bob Tiffany called the meeting to order at 4:01 p.m. Those present were Acting Executive Officer Kate McKenna and Commissioners: Bob Tiffany, Bea Gonzales, Ignacio Velazquez, Richard Bettencourt, and Cesar Flores. Also present were Reed Gallogly, LAFCO Counsel, and Vanessa Delgado, Recording Secretary.

2. **INTRODUCTION OF KATE MCKENNA, ACTING EXECUTIVE OFFICER PROVIDING TEMPORARY SUPPORT IN HER CAPACITY AS MONTEREY LAFCO EXECUTIVE OFFICER.**

Chair Bob Tiffany welcomed Acting Executive Officer Kate McKenna.

Acting Executive Officer Kate McKenna made a brief introductory statement about her volunteer assistance to San Benito LAFCO.

3. Commissioner Velazquez led the **Pledge of Allegiance**.

4. **APPROVE AFFIDAVIT OF POSTING AGENDA**

Commissioner Gonzales made a motion to accept the Affidavit of Posting, Commissioner Velazquez seconded. (5/0 vote)

Ayes: Tiffany, Gonzales, Velazquez, Bettencourt, and Flores

Noes: None

Abstain: None

Absent: None

BUSINESS ITEMS – GENERAL BUSINESS, NON-HEARING ITEMS

5. 2022 Adopt proposed resolution authorizing teleconferencing options for meetings of the Local Agency Formation Commission for the period of October 13, 2022, to November 12, 2022, pursuant to AB361.

There were no comments from members of the public.

Commissioner Gonzales made a motion to adopt the proposed resolution authorizing teleconferencing options for meetings of the Local Agency Formation Commission for the period of October 13, 2022 to November 12, 2022, pursuant to AB 361, Commissioner Velazquez seconded. (5/0 vote)

Ayes: Tiffany, Gonzales, Velazquez, Bettencourt, and Flores

Noes: None

Abstain: None

Absent: None

PUBLIC COMMENT

6. Public Comment Period - This is an opportunity for members of the public to speak on items that are not on the agenda

There were no comments from members of the public.

CONSENT AGENDA

7. Approval of minutes: August 11, 2022, and September 8, 2022

There were no comments from members of the public.

Commissioner Gonzales made a motion to approve the minutes from the meetings on August 11, 2022 and September 8, 2022, Commissioner Flores seconded. (5/0 vote)

*Ayes: Tiffany, Gonzales, Velazquez, Bettencourt, and Flores
Noes: None
Abstain: None
Absent: None*

GENERAL BUSINESS – NON-HEARING ITEMS:

8. 2022 CALAFCO Consideration of Exemption from LAFCO Review Under Government Code Section 56133(e)(4) for continuation of sewer service from the City of Hollister for a “HEAP” grant funded homeless transitional housing project consisting of 11 “tiny homes” located at the County Migrant Farm Labor Housing Center at 33235 Southside Road (Assessor’s Parcel Number 020-300-030). The project is proposed by the San Benito County Resource Management Agency.

Acting Executive Officer Kate McKenna gave a brief overview prepared by former Executive Officer Bill Nicholson regarding the Exemption, history of the land use and purpose of the letter to be signed.

There were comments and questions from Commissioners Velazquez, Bettencourt, and Tiffany.

Commissioners Velazquez and Bettencourt are in agreeance with the exemption due to historical use of the land.

Commissioners Flores and Gonzales had no comments.

Commissioner Gonzales made a motion for the Chair to sign the letter to the City of Hollister and The San Benito County Resources Management Agency verifying that their use of the historic sewer connections for the proposed "HEAP" homeless transitional housing "tiny home" project at 3235 Southside Road is exempt from LAFCO approval under Government Code Section 56133 (e) (4). Commissioner Flores, seconded. (5/0 Vote)

*Ayes: Tiffany, Gonzales, Velazquez, Bettencourt, and Flores
Noes: None
Abstain: None
Absent: None*

There was one public comment from Elia Salinas.

INFORMATIONAL BUSINESS ITEMS – GENERAL BUSINESS, NON-HEARING ITEMS

9. Status of Recruitment for the LAFCO Executive Officer Position (Henie Ring, Human Resources Director, San Benito County)

Human Resources Manager Henie Ring addressed the commission regarding the current recruitment status for the LAFCO Executive Officer position: currently the position is listed on the San Benito County Website and on Governmentjobs.com.

Acting Executive Officer Kate McKenna and Commissioner Gonzales volunteered to conduct recruitment outreach during the 2022 CALAFCO Conference scheduled from October 19th through October 21st.

There were questions and comments from Commissioners Tiffany, Gonzalez, and Bettencourt.

Commissioner Bettencourt requested clarification on scheduling a special meeting which was provided by LAFCO Counsel, Reed Gallogly.

There were no comments from members of the public.

INFORMATIONAL

10. Update on sewer extension status for projects in the Fairview Road/Airline Highway Area following planned Sunnyslope County Water District (Drew Lander) presentation to Hollister City Council on October 03, 2022 (Oral Report by Chair Tiffany)

Sunnyslope County Water District General Manager Drew Lander addressed the Commission and explained that Sunnyslope County Water District does not have a Contract in place with the City of Hollister as he has yet to meet with the city manager. Mr. Lander has met with the new president of Gavilan College.

There was discussion among Commissioners Tiffany, Velasquez, Gonzales, and Bettencourt and Mr. Lander and Devin Felice regarding Gavilan College and the sewer extension.

There was one public comment from Elia Salinas.

Commissioner Velazquez responded to the public comment.

For the record, Commissioner Gonzales requested counsel to clarify the issue of an alternate commissioner providing public comment.

Counsel Reed Gallogly responded, referring to the memo he had previously written on the topic and procedures.

11. Commissioner Announcements and Requests for Future Agenda Items

Commissioner Tiffany requested an update from Commissioner Velazquez on the City of Hollister's General Plan Presentation.

Commissioner Velazquez stated they are wrapping up a few things since the Planning Director went to another agency.

Commissioner Bettencourt commented on the Executive Officer being involved in the General plan early on.

Commissioner Bettencourt requested an informational update on Gavilan College on a future agenda.

There were no comments from members of the public.

ADJOURNMENT

12. Upon a motion by Commissioner Gonzales, and seconded by Commissioner Bettencourt, and carried 5 – 0, the meeting was adjourned at 5:10 p.m.

Final Minutes Approved by the Commission
on _____

By: _____
Bob Tiffany, Chairman