

# MENDOCINO

## Local Agency Formation Commission

Ukiah Valley Conference Center | 200 South School Street | Ukiah, California 95482  
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*Approved on March 22, 2023*

### Executive Committee Meeting Minutes

Meeting (Hybrid) of January 9, 2023, 10:30 a.m.  
Mendocino County Conference Room B, 501 Low Gap Road, Ukiah, California

#### COMMISSIONERS

**Maureen Mulheren, Chair**  
County Member

**Gerald Ward, Vice  
Chair/Treasurer**  
Public Member

**Glenn McGourty**  
County Member

**Mari Rodin**  
City Member

**Vacant**  
City Member

**Vacant**  
Special District Member

**Vacant**  
Special District Member

**Gerardo Gonzales, Alternate**  
City Alternate Member

**John Haschak, Alternate**  
County Alternate Member

**Richard Weinkle, Alternate**  
Public Alternate Member

**Vacant, Alternate**  
Special District Member

#### STAFF

**Executive Officer**  
Uma Hinman

**Clerk/Analyst**  
Larkyn Feiler

**Counsel**  
Scott Browne

#### REGULAR MEETINGS

First Monday of each month  
at 9:00 AM in the  
Mendocino County  
Board of Supervisors  
Chambers  
501 Low Gap Road, Ukiah

#### 1. CALL TO ORDER & ROLL CALL

Chair Mulheren called the meeting to order at 10:30 a.m.

Members Present: Chair Mulheren and Vice Chair/Treasurer Ward

Staff Present: Executive Officer Uma Hinman, Clerk/Analyst Larkyn Feiler, Legal Counsel  
Marsha Burch

#### 2. PUBLIC EXPRESSION

None

#### 3. MATTERS FOR DISCUSSION & POSSIBLE ACTION

##### 3a) Approval of the March 2, 2022 Executive Committee Minutes

Upon motion by Commissioner Ward and second by Chair Mulheren, the March 2, 2022 Executive Committee Meeting Minutes were approved unanimously. For the record, Chair Mulheren noted not being in attendance at the prior meeting.

##### 3b) AB 2449

Counsel Burch presented the item regarding implementation of new rules for virtual meetings under AB 2449, which go into effect in March 2023.

Agencies conducting meetings under the Brown Act will have the choice to return to pre-COVID Brown Act meeting rules or follow the new Brown Act provisions under AB 2449, which allows for limited remote meeting capabilities for elected officials. Staff can continue to appear remotely. Alternate Commissioners can likely attend remotely if they are not seated as a voting member for the meeting. There can be different approaches for Commission and Committee meetings. Predictability is an important consideration for the public regardless of the approach.

No public comments were received.

The Committee directed staff to proceed with an item for consideration of the Policies and Procedures Committee, involving continuation of hybrid Commission meetings to allow for more public comment.

##### 3c) Legal Counsel

EO Hinman presented the item regarding an update on Legal Counsel status.

LAFCo is under contract with P. Scott Browne for legal services. Mr. Browne became very ill roughly a year ago and was on medical leave. During his absence, Marsha Burch served as back-up Counsel for Mr. Browne's LAFCo clients. As Mr. Browne recovered, Ms. Burch continued serving as Legal Counsel for continuity of major projects in progress. The

contract with Mr. Browne continues in perpetuity unless either party requests a change, and includes special lower rates; an average of 4 hours per month for \$900.

No public comments were received.

The Committee directed staff to discuss with Mr. Browne proceeding with a Request for Proposals (RFP) process for legal services.

### **3d) Items for Future Meetings**

The Committee discussed the status of the County Service Area (CSA) 3 Sherwood Road Emergency Access project.

The Committee discussed the upcoming Budget development process and anticipated scheduling of the next Executive Committee meeting for that purpose in mid-February.

The Committee discussed the heavy applications workload upon approval of the cities master tax share agreement.

## **4. EXECUTIVE OFFICER REPORT**

EO Hinman noted that staff will be preparing for recruitment to address the vacant Clerk position.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at 10:57 a.m.