

**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF KERN, STATE OF CALIFORNIA**

Board of Supervisors' Chambers
1115 Truxtun Ave
Bakersfield, California
Meeting of January 22, 2020

Regular meeting called to order at 5:01 p.m. in the Board of Supervisors' Chambers County Administrative Building, 1115 Truxtun Avenue, Bakersfield, California, 93301. Chair McKibbin presiding.

Present: Baugher, McGuire, McKibbin, Morris, Sanders

Staff: Knox, Rice, Rojas

Counsel:

Absent: Couch, Fowler, Rivera, Scrivner, (Schroeter – Counsel)

APPROVAL OF MINUTES: (Agenda Item 3) December 4, 2019

Item 1/22/20-1: Approved as Presented

Chair McKibbin presented the December minutes; Upon motion of Commissioner Morris, seconded by Commissioner Sanders, IT IS ORDERED: The Minutes of the meeting of December 4, 2019, are approved as confirmed by the following votes:

AYES: Baugher, McGuire, McKibbin, Morris, Sanders

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, Rivera, Scrivner, Schroeter

PUBLIC COMMENTS: (Agenda Item 4)

Item 1/22/20-2: None.

NOTICED PUBLIC HEARINGS: (Agenda Item 5)

Item 1/22/20-3: Approved as Presented - Resolution No. 20-01

(5a) PROCEEDING: 1760 – NORTH OF THE RIVER SANITARY DISTRICT NO. 1 MUNICIPAL SERVICES REVIEW:

Executive Officer Knox provided his Report and Recommendation, recommending approval of the updated Municipal Services Review including all the determinations and the Negative Declaration adopted by the North of the River Sanitary District No. 1. Upon motion of Commissioner McGuire, seconded by Commissioner Sanders, IT IS ORDERED: The North of the River Sanitary District No. 1 Municipal Service Review is approved as presented by the following votes:

AYES: Baugher, McGuire, McKibbin, Morris, Sanders
NAYS: None
ABSTAIN: None
ABSENT: Couch, Fowler, Rivera, Scrivner

Item 1/22/20-4: Approved as Presented - Resolution No. 20-02

(5b) PROCEEDING: 1754 – NORTH OF THE RIVER SANITARY DISTRICT NO. 1 SPHERE OF AMENDMENT:

Executive Officer Knox stated the Sphere of Influence for the North of the River Sanitary District No. 1 met CEQA requirements through a Negative Declaration. It is recommended that the Commission approve the Sphere of Influence as presented including the Notice of Exemption adopted by the District and conditions recommended by the Executive Officer. Upon motion of Commissioner McGuire, seconded by Commissioner Morris, IT IS ORDERED: The North of the River Sanitary District No. 1 Sphere of Influence is approved as presented by the following votes:

AYES: Baugher, McGuire, McKibbin, Morris, Sanders
NAYS: None
ABSTAIN: None
ABSENT: Couch, Fowler, Rivera, Scrivner

Item 1/22/20-5: Approved as Presented - Resolution No. 20-03

(5c) PROCEEDING: 1753 – NORTH OF THE RIVER SANITARY DISTRICT NO. 1: ANNEXATION 105 & COUNTY SERVICE AREA 71: DETACHMENT “P” (REORGANIZATION):

Mr. Knox recommended that Commission adopt, by resolution, the proposed annexation, consider the environmental document adopted by the applicant, waive notice, hearing and protest hearing and approve annexation No. 1753 with condition set by the Executive Officer. Upon motion of Commissioner McGuire, seconded by Commissioner Morris, IT IS ORDERED: The Commission approves as presented the North of the River Sanitary District No. 1 Annexation No. 105.

AYES: Baugher, McGuire, McKibbin, Morris, Sanders
NAYS: None
ABSTAIN: None
ABSENT: Couch, Fowler, Rivera, Scrivner

PUBLIC PROJECT REVIEW: (Agenda Item 6)

Item 1/22/20-6: None.

COMMISSION ITEMS: (Agenda Item 7)

Item 1/22/20-7:

(7a) APPOINTMENT OF CHAIR AND APPOINTMENT OF VICE CHAIR: **Approval of Commissioner Rivera as Chair and Commissioner Scrivner as Vice Chair**

The Executive Officer informed the Commission that the Chair and Vice Chair positions are typically held at the first meeting of the new year. Mr. Knox asked the Commission to nominate and elect a Chair and Vice Chair for 2020. The normal rotation would be for a Commissioner from a city to serve as chair and the County would serve as vice chair. Upon motion of Commissioner McGuire, seconded by Commissioner Morris, IT IS ORDERED: The Commission approves Commissioner Rivera as Chair and Commissioner Scrivner as Vice Chair for 2020.

AYES: Baugher, McGuire, McKibbin, Morris, Sanders

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, Rivera, Scrivner

GENERAL BUSINESS: (Agenda Item 8)

Item 1/22/20-8: Approved as Presented

(8a) CLAIMS LIST 20-01

Upon motion of Commissioner McGuire, seconded by Commissioner Sanders, IT IS ORDERED: The general claims set forth in Claims List No. 20-01 are approved for payment, and the Chairman is authorized to certify said list by the following votes:

AYES: Baugher, McGuire, McKibbin, Morris, Sanders

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, Rivera, Scrivner

Item 1/22/20-9: Approved as Presented

(8b) RECORD RETENTION AND DISPOSAL POLICY

Executive Officer Knox stated a new policy document was created regarding the timely destruction of documents. Mr. Knox recommended that Commission approve the record retention and disposal policy. Upon motion of Commissioner Morris, seconded by Commissioner McGuire, IT IS ORDERED: The record retention and disposal policy is approved.

AYES: Baugher, McGuire, McKibbin, Morris, Sanders

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, Rivera, Scrivner

Item 1/22/20-10: Informational

(8c) CALAFCO DUES STRUCTURE MODIFICATION UPDATE

The Executive Officer informed the Commission an alternative offer of the CALAFCO dues structure for Kern LAFCo was presented to the CALAFCO Board. The offer was rejected on the grounds that they did not have the authority to accept. CALAFCO has offered to have the regional chair come to the next Commission meeting and answer the Commission's questions. Mr. Knox will

address the CALAFCO Board at their next meeting, February 21st in San Diego via conference call.

Item 1/22/20-11: Informational

(8d) KERN GROUNDWATER SUSTAINABILITY ACT PRESENTATION

Patty Poire with the Kern Groundwater Authority, Eric Averett with Rosedale Rio Bravo Water Storage District and Jason Gianquinto with Semitropic Water Storage District gave a presentation explaining the Sustainable Groundwater Management Act and what it means to LAFCo, Kern County cities and special districts. With the passage of the Sustainable Groundwater Management Act (or SGMA), new information will be available for the first time that will provide a more accurate picture of a city or district's ability or restrictions in providing usable water.

Item 1/22/20-12: Informational

(8e) EXECUTIVE OFFICER MISCELLANEOUS ITEMS

- Executive Officer Knox informed the Commission that staff is participating in training such as Cal Pers classes and a GIS Conference.
- Weldon Regional Water District formation proceeding is moving along and will come to the Commission in a few months.
- Kern Valley Resource Conservation District did not make it onto the State Controller's list of inactive districts this year due to a technical issue. The dissolution process will resume again next year.
- Commissioner McKibbin's Special District seat is nearing the end of the term. LAFCo will begin the process of taking nomination and holding the appointment process by mail and electronically for those districts that requested an email nomination form and ballot.
- Next meeting is scheduled for Wednesday, February 26, 2020.

CLOSED SESSION: (Agenda Item 9)

Item 1/22/20-13: None

ADJOURNMENT: (Agenda Item 10)

Item 1/22/20-14: Adjourned

There being no further business to come before the Commission. IT IS ORDERED: the meeting is adjourned at 6:08 p.m.

Secretary

Chairman