

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

Teleconference
Meeting of April 1, 2020

Due to the Coronavirus pandemic, Kern LAFCo did not hold in person Commission meeting. Governor Newsom, by Executive Order, modified the Brown Act to allow for meetings to be held by teleconference.

Regular meeting called to order at 5:09 p.m. Chair Rivera presiding.

ROLLCALL

Present: McGuire, Morris, Rivera, Sanders, Scrivner, *Zaragoza
Absent: Baugher, Couch, Fowler, McKibbin
Staff: Knox, Moore, Rice
Counsel: Schroeter

APPROVAL OF MINUTES: (Agenda Item 3) February 26, 2020

Item 4/1/20-1: Approved as Presented

Chair Rivera presented the February minutes; Upon motion of Commissioner Sanders, seconded by Commissioner Morris, IT IS ORDERED: The Minutes of the meeting of February 26, 2020 are approved as confirmed by the following votes:

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

PUBLIC COMMENTS: (Agenda Item 4)

Item 4/1/20-2: None.

**It should be noted Commissioner Zaragoza, as the public member alternate for Commissioner Baugher joined the meeting at 5:24 p.m.*

NOTICED PUBLIC HEARINGS: (Agenda Item 5)

Item 4/1/20-3: Approved as Presented - Resolution No. 20-06

(5a) KERN LAFCO 2020-2021 PRELIMINARY BUDGET

Executive Officer Knox recommended that the Commission approve the 2020-2021 Preliminary Budget. Upon motion of Commissioner Scrivner, seconded by Commissioner McGuire, IT IS ORDERED: The Kern LAFCO 2020-2021 preliminary budget is approved as presented by the following votes:

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

Item 4/1/20-4: Approved as Presented - Resolution No. 20-07

(5b) PROCEEDING: 1763 –CITY OF BAKERSFIELD ANNEXATION NO. 670 (MOHAWK NO. 2) & COUNTY SERVICE AREA 71 DETACHMENT “Q”

Mr. Knox recommended that the Commission adopt, by resolution, the proposed annexation and detachment, consider the environmental document adopted by the applicant and approve Annexation No. 670 (Mohawk No. 2) and CSA 71: Detachment “Q.” The applicant has been informed that this proposal does not have 100% landowner consent and does not meet all required elements for waiver of notice, hearing, and protest hearing.. Upon motion of Commissioner Scrivner, seconded by Commissioner McGuire, IT IS ORDERED: The Commission approves as presented the City of Bakersfield Annexation No. 670 and County Service Area 71: Detachment “Q” by the following votes:

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

PUBLIC PROJECT REVIEW: (Agenda Item 6)

Item 4/1/20-5: None.

COMMISSION ITEMS: (Agenda Item 7)

Item 4/1/20-6: None.

GENERAL BUSINESS: (Agenda Item 8)

Item 4/1/20-7:

(8a) CLAIMS LIST 20-03

Upon motion of Commissioner McGuire, seconded by Commissioner Morris, IT IS ORDERED: The general claims set forth in Claims List No. 20-03 are approved for payment, and the Chairman is authorized to certify said list by the following votes:

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

Item 4/1/20-8:

(8b) LEGAL COUNSEL REQUEST FOR INCREASE IN HOURLY RATE

Mr. Knox requested the Commission increase Counsel Schroeter's hourly rate by 9% effective July 1, 2020. Upon motion of Commissioner Morris, seconded by Commissioner Sanders, IT IS ORDERED: The Commission approves Counsel Schroeter's hourly rate be increased by 9% effective July 1, 2020 by the following votes:

AYES: McGuire, Morris, Rivera, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, McKibbin

Item 4/1/20-9:

(8c) AUTHORIZATION TO EXECUTIVE OFFICER TO SET PROCEEDING PROCEDURES

Executive Officer Knox recommended the Commission approve authorization to the Executive Officer to set procedures for all future proceedings and approve a procedure for the formation of a regional water district. Upon motion of Commissioner McGuire, seconded by Commissioner Zaragoza, IT IS ORDERED: The Commission approves authorization to the Executive Officer to set all future proceeding procedures by the following votes:

AYES: McGuire, Morris, Rivera, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, McKibbin

Item 4/1/20-10:

(8d) SPECIAL DISTRICT COMMISSIONER NOMINATION RESULTS

Mr. Knox informed the Commission that Gary McKibbin was the only nomination for a Special District Commissioner. The Executive Officer recommended the Commission accept the results of the nomination process and seat Gary McKibbin to continue to serve for an additional four years. Upon motion of Commissioner Sanders, seconded by Commissioner Morris, IT IS ORDERED: The Commission approves Gary McKibbin to serve as a Special District Commissioner for four years by the following votes:

AYES: McGuire, Morris, Rivera, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Fowler, McKibbin

Item 4/1/20-11:

(8e) CALIFORNIA LEGISLATIVE UPDATE

The Executive Officer stated the California State Legislative has recessed due to the COVID-19 order. Legislative bills will not be moving forward at this time.

Item 4/1/20-12:

(8f) EXECUTIVE OFFICER MISCELLANEOUS ITEMS

- Executive Officer Knox informed the Commission that the LAFCO office has been closed since March 16th due to COVID- 19. LAFCO staff are currently working remotely.
- LAFCO currently does not have an emergency policy.
- LAFCO's office building has been sold. The new owners have agreed to make several upgrades to the building.
- The CALAFCO Staff Workshop scheduled for the last week in March was canceled due to COVID-19. Executive Officer Knox suggested pre- configured iPads would be helpful for future meetings. The Commission requested an estimate of the cost for the next meeting.
- Mr. Knox requested the Commission provide feedback at the next meeting regarding an addition of a Deputy Executive Officer position and eliminate the Senior Analyst position. The job description and Commission salary range will be provided.
- The next meeting will be held by teleconference on April 29, 2020 at 5:15 PM.

CLOSED SESSION: (Agenda Item 9)

Item 4/1/20-13: None

ADJOURNMENT: (Agenda Item 10)

Item 4/1/20-14: Adjourned

There being no further business to come before the Commission. IT IS ORDERED: the meeting is adjourned at 5:56 p.m.

Secretary

Chairman