

**KERN LOCAL AGENCY FORMATION COMMISSION
STATE OF CALIFORNIA
MINUTES**

Kern Council of Governments (KernCOG) Conference Room
1401 19th Street Suite 300
Bakersfield CA 93301
In-Person, Zoom and Teleconference
Meeting of June 22, 2022

Pursuant to the Government Code § 54963. et seq., meetings were held both at a physical location and by video/teleconference to attend to any health and safety concerns of the panelist and/or participants.

Regular scheduled meeting called to order at 5:18 p.m. Chair Fowler presiding.

ROLL CALL

Present: Albright*, Ayon, Couch, Fowler, McKibbin, Sanders, Zaragoza
Absent: Parlier, Scrivner
Staff: Knox, Menchaca, Moore, Rice
Counsel: Schroeter

***Albright was present via zoom and was unable to be heard.**

Item 6/22/22-1: *Approved as Presented*

TELECONFERENCE MEETING REQUIRMENTS: (Agenda Item 3)

Chair Fowler presented the information regarding holding the May LAFCo Meeting by Zoom and teleconference in addition to in person. Upon motion of Commissioner Sanders, seconded by Commissioner McKibbin, IT IS ORDERED: The teleconference meeting requirements are approved as presented by the following votes:

AYES: Ayon, Couch, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Albright*, Parlier, Scrivner

***Albright was present via zoom and was unable to be heard.**

Item 6/22/22-2: *Approved as Presented*

APPROVAL OF MINUTES: (Agenda Item 4a) May 25, 2022, Meeting

Chair Fowler presented the May minutes; Upon motion of Commissioner Zaragoza, seconded by Commissioner McKibbin, IT IS ORDERED: The May 25, 2022, Minutes are approved as presented by the following votes:

AYES: Albright*, Ayon, Couch, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Parlier, Scrivner

***Albright re-joined via telephone.**

Item 6/22/22-3: None

PUBLIC COMMENTS: (Agenda Item 5)

No comments from the public were presented.

NOTICED PUBLIC HEARINGS:

Item 6/22/22-4: Continued to August 24, 2022

PROCEEDING 1798: CITY OF BAKERSFIELD PROPOSAL:

City of Bakersfield Annexation No. 705 (Panama No. 26) Island Annexation Process (Agenda Item 6a)

Executive Officer Knox recommended that the Commission consider the Notice of Exemption adopted by the applicant and approve the proposal subject to conditions recommended by the Executive Officer waiving notice and protest hearing. Gary Hallen, Assistant City Manager spoke in agreeance to the recommendation and announced he was there to answer any questions on behalf of the City of Bakersfield. Paula Hernandez spoke on behalf of Vulcan Materials, and requested a continuance. Commissioner Zaragoza, Commissioner Fowler, and Commissioner Albright had questions for Mr. Hallen of which he answered. Tom Schroeder announced that if Agenda Item is to be continued, a date of the continuance must be set. Upon motion of Commissioner Couch, seconded by Commissioner Zaragoza, IT IS ORDERED: City of Bakersfield Annexation No. 705 (Panama No. 26) is continued until August 24, 2022, meeting, by the following votes:

AYES: Albright, Ayon, Couch, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Parlier, Scrivner

Item 6/22/22-5: Approved as Presented – Resolution No. 22-13

PROCEEDING 1799: CITY OF BAKERSFIELD AND CSA 71 PROPOSAL:

City of Bakersfield Annexation No. 694 (Jewetta No. 01) & CSA 71 Detachment “S” Reorganization & Island Annexation Process (Agenda Item 6b)

Executive Officer Knox recommended that the Commission consider the Notice of Exemption adopted by the applicant and approve the proposal subject to conditions recommended by the Executive Officer waiving notice and protest hearing. Commissioner Zaragoza asked a question regarding sewer service in the area. Executive Officer Knox answered that all are on septic. Gary Hallen also commented that The City can provide sewer to landowners if they want. Upon motion of Commissioner Zaragoza, seconded by Commissioner McKibbin, IT IS ORDERED: City of Bakersfield Annexation No. 694 (Jewetta No. 01) & CSA 71 Detachment “S” Reorganization & Island Annexation are approved as presented by the following votes:

AYES: Albright, Ayon, Couch, McKibbin, Zaragoza
NAYS: Fowler, Sanders
ABSTAIN: None
ABSENT: Parlier, Scrivner

Item 6/22/22-6: Approved as Presented - Resolution No. 22-14

PROCEEDING 1800: CITY OF BAKERSFIELD AND CSA 71 PROPOSAL:

1800 City of Bakersfield Annexation No. 695 (Jewetta No. 02) & CSA 71 Detachment “T” Reorganization & Island Annexation Process (Agenda Item 6c)

Executive Officer Knox recommended that the Commission consider the Notice of Exemption adopted by the applicant and approve the proposal subject to conditions recommended by the Executive Officer waiving notice and protest hearing. George Castanares, landowner, expressed his concerns regarding the proposal and experience with The City Council. Commissioner Fowler, commented as to the outreach being insufficient by the City on Island Annexations. Commission Ayon stated his opposition of the annexation. Upon motion of Commissioner McKibbin, seconded by Commissioner Albright, IT IS ORDERED: City of Bakersfield Annexation No. 695 (Jewetta No. 02) & CSA 71 Detachment “T” Reorganization & Island Annexation Process are approved as presented by the following votes:

AYES: Albright, Couch, McKibbin, Zaragoza
NAYS: Ayon, Fowler, Sanders
ABSTAIN: None
ABSENT: Parlier, Scrivner

Item 6/22/22-7: Continued to August 24, 2022

PROCEEDING 1801: CITY OF BAKERSFIELD PROPOSAL:

1801 City of Bakersfield Annexation No. 697 (Taft No. 03) Island Annexation Process (Agenda Item 6d)

Executive Officer Knox recommended that the Commission consider the Notice of Exemption adopted by the applicant and approve the proposal subject to conditions recommended by the Executive Officer waiving notice and protest hearing. Pastor Norman Aycock stated his concerns and requested a continuance to meeting further with City Planning. LAFCo staff addressed his concerns. Upon motion of Commissioner McKibbin, seconded by Commissioner Albright, IT IS ORDERED: City of Bakersfield Annexation No. 695 (Jewetta No. 02) & CSA 71 Detachment “T” Reorganization & Island Annexation Process is continued until August 24, 2022, meeting, by the following votes:

AYES: Albright, Ayon, Couch, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Parlier, Scrivner

***Commissioner McKibbin took over as Vice Chair**

***Commissioner Couch stepped away at 6:40pm and did not return**

COMMISSION ITEMS:

Item 6/22/22-8: Continued to August 24, 2022 - (Agenda Item 7)

RESTRICTED PUBLIC MEMBER AND ALTERNATE:

Interview and Selection of Applicants of Public Member and Alternate Commission chairs

Barbara Fowler, Jose Gonzalez, and Alesha Hixon introduced themselves to the Commission and

expressed why they should be chosen as Restricted Public Member and/Alternate on the Commission. Executive Officer Knox announced due to not having a quorum, item would need to be continued. And with no objection by the Commission, Vice Chair McKibbin, continued this item to the August 24, 2022, meeting.

***Chair Fowler returned to meeting and assumed Chair duties.**

GENERAL BUSINESS: (Agenda Item 8)

Item 6/22/22-9: *Approved as Presented*

EXPENSE LIST 22-05 (Agenda Item 8a)

Chair Fowler presented the accounts payable 22-05. Upon motion of Commissioner Zaragoza seconded by Commissioner McKibbin, IT IS ORDERED: The general claims set forth in Expense List No. 22-05 are approved for payment, and the Chairman is authorized to certify said list by the following votes:

AYES: Albright, Ayon, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Couch, Parlier, Scrivner

Item 6/22/22-10: *Approved as Presented - Resolution No. 22-15*

1792 PROTEST HEARING RESULTS: CITY OF DELANO & CSA 72 (Agenda Item 8b)

Executive Officer Knox informed the Commission a protest hearing was held on June 21, 2022, in the City of Delano, City Hall Chambers. No written or verbal protest were provided to LAFCo. The Executive Officer recommended the Commission accept the results of the protest hearing fulfilling the condition for approval of the reorganization. Commission Zaragoza asked whether bilingual services were provided at the protest hearing and whether the notice was provided only in English. Executive Officer Knox stated that bilingual staff was provided at protest hearing and at the current time notices are only required to be sent in English. Upon motion of Commissioner Zaragoza, seconded by Commissioner Fowler, IT IS ORDERED: City of Delano & CSA 72 protest hearing results are approved as presented by the following votes:

AYES: Albright, Ayon, Fowler, McKibbin, Sanders, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Couch, Parlier, Scrivner

Item 6/22/22-11: *Informational*

CITIZEN ADVISORY COMMITTEE ON ANNEXATION DISSOLUTION (Agenda Item 8c)

Executive Officer Knox advised the Commission that the Kern County Citizen Advisory Committee on Annexations has not been dissolved.

Item 6/22/22-12: Informational

EXECUTIVE OFFICER MISCELLANEOUS ITEMS: (Agenda Item 8d)

- Special District Election deadline June 30, 2022, enough ballots for a quorum
- CALAFCo Fall Conference
- CSDA Legislative Days in Sacramento
- Kern Valley Conservation District
- City of Bakersfield MSR, SOI Amendment
- Budget
- Rebecca Moore last day
- Zaragoza asked status of RFP Attorney
- The next meeting will be August 24, 2022

Item 6/22/22-13:

CLOSED SESSION: (Agenda Item 10)

At 7:07pm Commission went into closed session. Commission came back to open session at 7:18pm. Legal counsel announced that no action was taken.

Item 6/22/22-14: Adjourned

ADJOURNMENT: (Agenda Item 11)

There being no further business to come before the Commission, IT IS ORDERED: the meeting is adjourned at 7:19 p.m.



Clerk



Executive Officer