

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

Hybrid In-Person/Video/Teleconference Meeting
To be held at Kern Council of Governments (KernCOG)
1401 19th Street Suite # 300
Bakersfield, CA 93301
Meeting of **September 28, 2022** - 5:15 p.m.

David Couch - Kern County BOS	<u>ALTERNATE COMMISSIONERS</u>
Zack Scrivner - Kern County BOS	Phillip Peters - Kern County BOS
Chris Parlier - City of Bakersfield	Patty Gray - City of Bakersfield
John Crump - City of Maricopa	Dick Albright - City of Maricopa
Saul Ayon - City of McFarland	Vacant - Special District
Gary McKibbin** - Special District Member	Jose Gonzalez - Public Member
Karen Sanders - Special District Member	Virginia Mello - Public Member
Vince Zaragoza - Public Member	
Barbara Fowler* - Public Member	
*Chair **Vice Chair	

AGENDA

SPECIAL NOTICE REGARDING REMOTE PUBLIC PARTICIPATION DUE TO COVID-19.

Pursuant to the Government Code § 54963. et seq., meetings will be held both at a physical location and by video/teleconference to attend to any health and safety concerns of the panelist and/or participants. The LAFCo Commission, staff and public may choose to participate in-person, phone or by video conference using the following:

Please use the link below to join the webinar:

<https://us06web.zoom.us/j/87327148476?pwd=WGI0NS93ZmV2QTYzejBuRnlGeUNDZz09>

Dial in Number (669) 900-6833 Passcode: 7161076 Webinar ID: 873 2714 8476

Members of the public who wish to make written comments during the meeting please email the Clerk at: clerk@kernlafco.org. Every effort will be made to read your comment into the record. If a comment is received after the comment portion of the meeting but before the meeting is adjourned, the comment will still be included as a part of the record of the meeting but will not be read into the record.

1. **ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

3. **TELECONFERENCE MEETING REQUIREMENTS**

a. **BROWN ACT REQUIREMENTS FOR REMOTE ACCESSED MEETING** *Vote Required*

Discussion and possible minute action: Meeting protocol: a motion to hold the board meeting in-person and by videoconference pursuant to Assembly Bill 361 and Government Code § 54953 (e) and finding that there is a proclaimed state of emergency to affirm that a local official have recommended measures to promote social distancing, all as required by AB 361 and § 54953 (e). (Minutes)

4. **APPROVAL OF THE MINUTES**

a. **AUGUST 24, 2022, MEETING MINUTES** *Vote Required*

5. **PUBLIC COMMENTS**

This portion of the meeting is reserved for persons desiring to address the Commission on any matter not on this agenda and over which the Commission has jurisdiction. Speakers are limited to two minutes. Please state your name and address for the record before making your presentation.

6. **NOTICED PUBLIC HEARINGS**

a. **1807 - SPHERE OF INFLUENCE 5-YEAR QUESTIONNAIRE– REVIEW*Vote Required***

Pursuant to Government Code section 56425. (g) On or before January 1, 2008, and every five years thereafter, the commission shall, as necessary, review and update each sphere of influence. (*Resolution*)

- | | |
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| Devil’s Den Water District | Lamont Public Utility District |
| East Kern Resource Conservation District | McFarland Recreation and Park District |
| Ford City Taft Heights Sanitary District | North of the River Recreation and Park District |
| Greenfield County Water District | North of the River Sanitary District |
| Keene Water District | West Kern Water District |
| Kern County Water Agency | West Side Recreation and Parks District |

7. **DETERMINATION PROCEEDING**

a. **1804 - NORTH OF THE RIVER SANITARY DISTRICT NO. 1 ANNEXATION NO. 113 & COUNTY SERVICE AREA NO. 71 DETACHMENT “U” – REORGANIZATION*Vote Required***

Consideration of the proposed reorganization of 45.75 acres consisting of 2 parcels: Parcel A: Southeast Corner of Hagemen and Nord Road (56.89 Acres); Parcel B: Southeast Corner of 7th Standard and Zerker Road (18.86 acres). A Notice of Exemption has been filed by North of the River Sanitary District No. 1. This proposal has 100% landowner consent. Applicants have requested notice, hearing and protest hearing be waived. If approved, this proposal is subject to condition recommended by Executive Officer. (*Resolution*)

8. **COMMISSION ITEMS:**

a. **REPORT: DEFINITION OF SUBSTANTIALLY SURROUNDED*Vote Required***

Referral from Commission on previous work and background on the creation of a definition of “substantially surrounded as it relates to island annexations under Government Code Section 56375.3(*Minutes*)

9. **GENERAL BUSINESS**

a. **APPROVAL OF MONTHLY EXPENSE LIST NO. 22-08*Vote Required***

b. **LEGAL SERVICES – REQUEST FOR PROPOSAL (Continued)*Vote Required***

Approval of agreements with two firms to provide counsel to the Commission.

c. **EXECUTIVE OFFICER MISCELLANEOUS ITEMS*Informational***

10. **ADJOURNMENT**

Next scheduled meeting **October 26, 2022**

NOTE TO THE PUBLIC

CAMPAIGN CONTRIBUTION - If you are an applicant for, or a participant in (actively supporting or opposing) any proceeding on the agenda and have made a campaign contribution of \$250 or more to or for any of the Commission members, state law provides for disqualification of Commissioner voting, or even prohibition of such

gifts. These restrictions also apply to agents of applicants or participants. Please consult with Commission staff as to the requirements of the Political Reform Act (Government Code Section 84308). This statement is not a comprehensive summary of the section.

DISABILITY ACCOMODATIONS - A request for disability-related accommodations should be made to the Executive Officer no later than 8 days before the need for the accommodation.

For additional information on the above items please contact the Kern Local Agency Formation Commission at 5300 Lennox Ave Suite 303, Bakersfield CA 93309, or phone us at 661-716-1077
