

LOCAL AGENCY FORMATION COMMISSION COUNTY OF KERN, STATE OF CALIFORNIA

Board of Supervisors' Chambers
1115 Truxtun Ave
Bakersfield CA 93301
Meeting of December 1, 2021

Regular scheduled meeting called to order at 5:17 p.m. Chair Scrivner presiding.

ROLL CALL

Present: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza
Absent: Couch, Morris
Staff: Knox, L. Moore, Rice, R. Moore
Counsel: Schroeter

Item 12/1/21-1: *Approved as Presented.*

APPROVAL OF THE MINUTES: (Agenda Item 3) October 27, 2021 Meeting

Chair Scrivner presented the April minutes; *Upon motion of Commissioner Fowler, seconded by Commissioner Sanders, IT IS ORDERED:* The October 27, 2021 Minutes are approved as confirmed by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Crump, Morris

Item 12/1/21-2: *None.*

PUBLIC COMMENTS: (Agenda Item 4)

Item 12/1/21-3: *Approved as Presented - Resolution No. 21-16*

NOTICED PUBLIC HEARINGS: (Agenda Item 5)

PROCEEDING 1789: CITY OF DELANO: ANNEXATION NO. 57 (Agenda Item 5a)

Executive Officer Knox recommended that the Commission consider the environmental document adopted by the applicant, waive notice, hearing and protest hearing and approve Annexation No. 57 with conditions recommended by the Executive Officer. *Upon motion of Commissioner Sanders, seconded by Commissioner Fowler, IT IS ORDERED:* The City of Delano: Annexation No.57 is approved as confirmed by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Couch, Morris

Item 12/1/21-4: None.

DETERMINATION PROCEEDING: (Agenda Item 6)

Item 12/1/21-5: Approved as Presented.

COMMISSION ITEMS: (Agenda Item 7)

APPOINTMENT OF CHAIR AND VICE CHAIR (Agenda Item 7a)

Chair Scrivner and Executive Officer Knox noted that although it is not policy, the tradition of the Commission is to rotate among the categories of Commissioners and to appoint the previous Vice Chair as Chair. Knox noted that both Commissioner Fowler, representing the Public and Commissioner McKibbin, representing Special Districts had agreed to these positions. *Upon motion of Commissioner Zaragoza, seconded by Commissioner Crump, IT IS ORDERED:* Commissioner Fowler will serve as Chair of the Kern LAFCo Commission and Commissioner McKibbin will serve as Vice Chair of the Kern LAFCo Commission for the year 2022:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Morris

Item 12/1/21-6: Approved as Presented.

GENERAL BUSINESS: (Agenda Item 8)

MONTHLY EXPENSE LIST 21-10 (October) (Agenda Item 8a)

Chair Scrivner presented Monthly Expense List 21-10 (October). *Upon motion of Commissioner Fowler, seconded by Commissioner McKibbin, IT IS ORDERED:* The monthly expense list set forth in Claims List No. 21-10 is approved for payment, and the Chairman is authorized to certify said list by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Morris

Item 12/1/21-7: Receive and file.

2020-2021 AUDIT (Agenda Item 8b)

Executive Officer Blair Knox thanked LAFCo staff for their work on the 2020-2021 audit. He then introduced Daniel Gutierrez from Shinault Baker and Rosalva Flores from Brown Armstrong and thanked them for their work on the audit. Ms. Flores gave a presentation on the audit and noted that it was a “clean audit” and there were no major findings. She made a recommendation to the Commission regarding the authorization of purchasing card purchases and answered questions from the Commission. *Upon motion of Commissioner Fowler, seconded by Commissioner Sanders, IT IS ORDERED:* The 2020-2021 audit is approved to receive and file by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Morris

Item 12/1/21-8: *Receive and file.*

CITY OF WASCO – EXTENSION OF SERVICES RESOLUTION (Agenda Item 8c)

Executive Officer Blair Knox informed the Commission that the City of Wasco had applied for an emergency extension of services for the purpose of providing sewer services, pending annexation. As authorized by the Commission, Mr. Knox granted that extension and the City of Wasco is working on submitting an annexation application to LAFCo. *Upon motion of Commissioner Sanders, seconded by Commissioner Fowler, IT IS ORDERED:* The 2020-2021 audit is approved to receive and file by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza

NAYS: None

ABSTAIN: None

ABSENT: Couch, Morris

Item 12/1/21-9: *Informational.*

LEGAL SERVICES CONTRACT (Agenda Item 8d)

Executive Officer Knox informed the Commission that he continues to work on finding reasonable insurance which is required by County Counsel in order for them to act as our back up attorney. He answered questions from the Commission and stated that if reasonable insurance cannot be found then he will circulate an RFP to find an attorney in private practice to act as back up attorney for LAFCo.

Item 12/1/21-10: *Informational.*

EXECUTIVE OFFICER MISCELLANEOUS ITEMS: (Agenda Item 8e)

- Executive Officer Blair Knox presented outgoing Chair Zack Scrivner with a plaque for his service to LAFCo for the 2021 year.
- The next meeting will be January 26, 2022.

Item 12/1/21-11: *None.*

CLOSED SESSION: (Agenda Item 9)

PUBLIC EMPLOYMENT: EVALUATION OF EXECUTIVE OFFICER PER GOVERNMENT CODE 54957 (b) (1) (Agenda Item 9a)

The Commission entered Closed Session for the Evaluation of the Executive Officer.

Item 12/1/21-12: *Approved as Presented.*

CONFERENCE WITH LABOR NEGOTIATOR PURSANT TO GOVERNMENT CODE 54954 (f) (Agenda Item 9b)

Upon motion of Commissioner Fowler, seconded by Commissioner McKibbin, IT IS ORDERED: The Executive Officer will receive a 5% increase beginning July 1, 2022 by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza

NAYS: None
ABSTAIN: None
ABSENT: Couch, Morris

Item 12/1/21-13: *Approved as Presented.*

August 25, 2021 Closed Session Meeting Minutes (Agenda Item 9c)

Upon return to open session, Legal Counsel Tom Schroeter announced that the minutes of the August 25, 2021 Closed Session had been approved.

Upon motion of Commissioner Sanders, seconded by Commissioner Fowler, IT IS ORDERED: the minutes of the August 25, 2021 Closed Session Meeting Minutes are approved by the following votes:

AYES: Crump, Fowler, Gray, McKibbin, Sanders, Scrivner, Zaragoza
NAYS: None
ABSTAIN: None
ABSENT: Couch, Morris

Item 12/1/21-14: *Adjourned.*

ADJOURNMENT: (Agenda Item 10)

There being no further business to come before the Commission, IT IS ORDERED: the meeting is adjourned at 6:50 p.m.

Secretary

Chairman