

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

**Board of Supervisors' Chambers  
1115 Truxtun Ave  
Bakersfield, California  
Meeting of April 24, 2019**

Regular meeting called to order at 5:00 p.m. in the Board of Supervisors' Chambers County Administrative Building, 1115 Truxtun Avenue, Bakersfield, California, 93301. Chair McKibbin presiding.

Present: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

Staff: Knox, Rice, Rojas

Counsel: Schroeter

**Item 4/24/19-1:**

**APPROVAL OF MINUTES: MARCH 27, 2019**

**APPROVED AS PRESENTED**

Upon motion of Commissioner Couch, seconded by Commissioner McGuire, IT IS ORDERED: The Minutes of the meeting of March 27, 2019 are approved by the following votes.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: None

ABSENT: None

**Item 4/24/19-2:**

**PUBLIC COMMENTS**

None

**Item 4/24/19-3: Resolution No. 19-12**

**KERN LAFCO 2019-2020 FINAL BUDGET**

**APPROVED AS PRESENTED**

The proposed 2019-2020 Fiscal Year budget was presented to the Commission.

Upon motion of Commissioner Sanders, seconded by Commissioner Mello, IT IS

ORDERED: The Fiscal Year 2019-2020 Budget for LAFCo is approved by the following votes.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: None

ABSENT: None

**Item 4/24/19-4: \***  
**CITY OF ARVIN:**  
**MUNICIPAL SERVICES REVIEW**  
**NOTICE OF EXEMPTION;**  
**UNINHABITED;**  
**CONTINUED TO MAY 22, 2019**

The Executive Officer requests that the Commission continue this item to the May meeting. Upon motion of Commissioner Couch, seconded by Commissioner Fowler,

IT IS ORDERED: The item is to be continued to the May meeting by the following votes.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: None

ABSENT: None

**Item 4/24/19-5: \***  
**CITY OF ARVIN:**  
**5-YEAR REVIEW & SPHERE OF INFLUENCE AMENDMENT**  
**NOTICE OF EXEMPTION;**  
**UNINHABITED;**  
**CONTINUED TO MAY 22, 2019**

The Executive Officer requests that the Commission continue this item to the May meeting. Upon motion of Commissioner Couch, seconded by Commissioner Fowler,

IT IS ORDERED: The item to be continued to the May meeting by the following votes.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: None

ABSENT: None

*\* It should be noted that minute items 4 and 5 were heard together.*

**Item 4/24/19-6: \* Resolution No. 19-13**  
**CITY OF MCFARLAND;**  
**ANNEXATION NO. 17**  
**EIR;**  
**UNINHABITED;**  
**100% LANDOWNER CONSENT, NOTICE, HEARING, PROTEST HEARING WAIVED**  
**SUBJECT TO CONDITIONS RECOMMENDED BY EXECUTIVE OFFICER;**  
**APPROVED AS RECOMMENDED**  
**CONDITIONS RECOMMENDED BY EXECUTIVE OFFICER:**

The applicant must sign an agreement to actively defend or indemnify and hold harmless the Kern County Local Agency Formation Commission or its agents, officers, and employees, from any liability or loss connected with the approval of: City of McFarland, Annexation No. 17. The applicant will correct the map and legal description of Taylor Road to include the full section of the road.

CONDITIONS RECOMMENDED BY EXECUTIVE OFFICER:

The Executive Officer recommends the Commission consider the environmental documents adopted by the applicant.

CONDITION RECOMMENDED BY EXECUTIVE OFFICER

The Executive Officer recommends the Commission waive the noticed hearing, protest hearings and approve annexation number 1746. Upon motion of Commissioner Morris, seconded by Commissioner Couch, IT IS ORDERED: The above numbered and entitled resolution approving said annexation subject to “CONDITIONS RECOMMENDED BY EXECUTIVE OFFICER” was adopted by the following vote.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

*\* It should be noted that Legal Counsel Tom Schroeter recused himself from item 4/24/19-6: due to a conflict of interest.*

**Item 4/24/19-7:**

**COMMISSION ITEMS:**

**PUBLIC MEMBER APPOINTMENTS:**

Chairman McKibbin asked each of the three applicants to make a short statement and answer questions from the Commission. The applicants introduced themselves and spoke about their qualifications. Commissioners thanked them for applying. Commissioner Rivera asked to delay the vote as he would like to review their resumes. Upon motion of Commissioner Rivera, seconded by Commissioner Morris, IT IS ORDERED:

The item be continued to the May meeting by the following votes.

AYES: Couch, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: \*Fowler

ABSENT: None

*\* It should be noted that Commissioner Fowler abstained from item 4/24/19-7: due to state law restricting public member from voting on the appointment of another public member.*

**COMMISSION ITEMS:**

**NON-AGENDIZED ITEM:**

**COMMISSIONER RIVERA REQUESTS THE POLICY COMMITTEE RECONVENE**

Commissioner Rivera requests the Commission direct the Policy Committee to reconvene to address the definition of “substantially surrounded.”

**Item 4/24/19-8:**

Commissioner Fowler, from Chairman McKibbin, presented a plaque to Commissioner Mello for her twenty years of distinguished service to the LAFCo Commission.

**Item 4/24/19-9:**

**CLAIMS LIST 19-04:**

**APPROVED AS PRESENTED**

Upon motion of Commissioner Couch, seconded by Commissioner Fowler,  
IT IS ORDERED: The general claims set forth in Claims List No. 19-04 are approved for payment, and the Chairman is authorized to certify said list by the following votes.

AYES: Couch, Fowler, McGuire, McKibbin, Mello, Morris, Rivera, Sanders, Scrivner

NAYS: None

ABSTAIN: None

ABSENT: None

**Item 4/24/19-10:**

**ADJOURNMENT**

There being no further business to come before the Commission. IT IS ORDERED:  
The meeting is adjourned at 5:51 p.m.

---

Secretary

---

Chairman