

**MINUTES OF THE  
LOCAL AGENCY FORMATION COMMISSION  
FOR SAN BERNARDINO COUNTY**

**REGULAR MEETING**

**9:00 A.M.**

**SEPTEMBER 21, 2022**

**PRESENT:**

**COMMISSIONERS:**

<b>Regular Member</b>	<b>Alternate Member</b>
<b>Joe Baca</b>	<b>Rick Denison</b>
<b>Jim Bagley, Chair</b>	<b>Jim Harvey</b>
<b>Kimberly Cox</b>	<b>Kevin Kenley</b>
<b>Steven Farrell</b>	
<b>Curt Hagman</b>	

**STAFF:**

**Samuel Martinez, Executive Officer  
Paula de Sousa, Legal Counsel  
Aleks Giragosian, Special Counsel (for Item #6)  
Michael Tuerpe, Senior Analyst  
Angela Schell, Commission Clerk**

**ABSENT:**

**COMMISSIONERS:       Acquanetta Warren, Vice Chair  
Phill Dupper**

**CONVENE REGULAR MEETING OF THE LOCAL AGENCY FORMATION COMMISSION –  
9:02 A.M. – CALL TO ORDER – FLAG SALUTE AND ROLL CALL**

**ANNOUNCEMENT OF CONTRIBUTIONS**

**CONSENT ITEMS**

**1. Approval of Minutes for Regular Meeting of July 20, 2022 and Strategic Planning Workshop of August 17, 2022**

**2. Approval of Executive Officer's Expense Report**

Recommendation: Approve the Executive Officer's Expense Report for Procurement Card Purchases from June 23 to July 22, 2022 and July 23 to August 22, 2022.

**3. Ratify Payments as Reconciled and Note Cash Receipts for Months of June and July 2022**

Recommendation: Ratify payments as reconciled for the months of June and July 2022 and note revenue receipts for the same period.

**4. Review and Consideration of Amendments to LAFCO Conflict of Interest Code**

Recommendation: Staff recommends that the Commission:

1. Review and approve the amendments to the Conflict of Interest Code for the Local Agency Formation Commission for San Bernardino County; and,
2. Adopt LAFCO Resolution No. 3354 and direct the Executive Officer to file the amended Conflict of Interest Code with the County Clerk of the Board.

**5. Consent Items Deferred (none)**

*Commissioner Baca moves the approval of the Consent Items. Second by Commissioner Cox. The motion passes with the following roll call vote:*

*Ayes: Baca, Bagley, Cox, Denison, Farrell, Hagman.  
Noes: None.  
Abstain: None.  
Absent: Dupper and Warren (Denison voting in her stead).*

**PUBLIC HEARING ITEMS:**

**6. Consideration of: (1) CEQA Exemption for LAFCO 3252 and (2) LAFCO 3252 – Service Review for the Twentynine Palms Community**

*LAFCO Legal Counsel Paula de Sousa leaves the dais due to BB&K's disqualification from representing the Commission on the matter since BB&K also serves as general counsel for the Twentynine Palms Water District. Aleks Giragosian from Colantuono, Highsmith & Whatley, PC joins the meeting as Special Counsel to the Commission for the matter.*

Recommendation: Staff recommends that the Commission take the following actions related to LAFCO 3252:

1. For environmental review, certify that the service review is exempt from environmental review and direct the Executive Officer to file the Notice of Exemption within five (5) days.
2. Accept and file the Service Review for the Twentynine Palms Community which sets for the written statements for the six determinations outlined in Government Code Section 56430 made by the Commission.
3. Should LAFCO not receive an application to reorganize cemetery services in the Twentynine Palms Community by July 1, 2023, then the Commission shall designate a sphere of influence for the Twentynine Palms Cemetery District.
4. Adopt LAFCO Resolution No. 3353 reflecting the Commission's determinations and directions as required by Government Code Section 56430 and Commission policy

*The following provided comments during public comment:*

*McArthur Wright, Mayor Pro Tem, City of Twentynine Palms  
Matthew Shragge, General Manager, Twentynine Palms Water District*

*The Commission modifies recommendation #3 to read:*

- 3. Should LAFCO not receive an application to reorganize cemetery services in the Twentynine Palms Community within one year of adoption Resolution No. 3353, by September 21, 2023, then the Commission shall designate a sphere of influence for the Twentynine Palms Cemetery District*

*Commissioner Hagman moves the approval of staff recommendations with modifications. Second by Commissioner Cox. The motion passes with the following roll call vote:*

*Ayes: Baca, Bagley, Cox, Denison, Farrell, Hagman.  
Noes: None.  
Abstain: None.  
Absent: Dupper and Warren (Denison voting in her stead).*

### **DISCUSSION ITEMS:**

#### **7. Unaudited Year-End Financial Report for Fiscal Year 2021/22**

*Special Counsel Aleks Giragosian leaves the dais and LAFCO Legal Counsel Paula de Sousa returns to the dais.*

*Recommendation: Staff recommends that the Commission Note receipt of this report and file.*

*No action was taken by the Commission, Chair Bagley notes receipt and file the Unaudited Year-End Financial Report for FY 2021/22.*

#### **8. Report on Strategic Planning Workshop of August 17, 2022**

*Recommendation: Staff recommends that the Commission take the following actions:*

- 1. Review and provide any additional input to the Action Items from the August 17, 2022 Strategic Planning Workshop.*
- 2. Direct staff to return at the November 16, 2022 meeting for approval of the Commission's Strategic Plan.*
- 3. Receive and File this report.*

*No action was taken by the Commission, Chair Bagley notes receipt and file the report.*

#### **9. Review and Amend the Commission Meeting Schedule for FY 2022/2023**

*Recommendation: Staff recommends that the Commission cancel its regular meeting for October 19, 2022 and note the remaining Commission meetings for Fiscal Year 2022-23 (with options to meet on any of the assigned dark months) as follows:*

- November 16, 2022*
- December 21, 2022 (dark)*
- January 18, 2023*

- February 15, 2023 (dark)
- March 15, 2023
- April 19, 2023
- May 17, 2023
- June 21, 2023 (dark)

*Commissioner Baca moves the approval of staff recommendation. Second by Commissioner Denison. The motion passes with the following roll call vote:*

*Ayes: Baca, Bagley, Cox, Denison, Farrell, Hagman.  
Noes: None.  
Abstain: None.  
Absent: Dupper and Warren (Denison voting in her stead).*

**INFORMATION ITEMS:**

**10. Legislative Report**

Recommendation: Staff recommends that the Commission note receipt of the report and file.

**11. Executive Officer's Report**

Executive Officer Samuel Martinez announces the hiring of the new analyst and the agreement with Hannah Larsen for her continued work and the training of the new analyst.

**12. Commissioner Comments**

There is none.

**13. Comments from the Public**

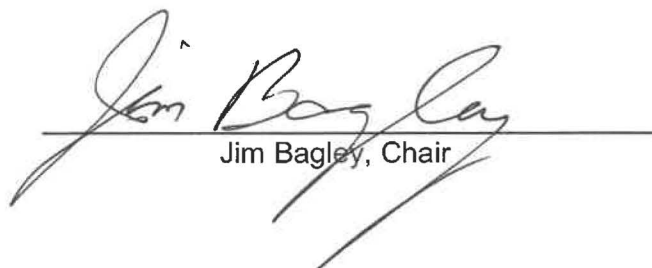
There is none.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING  
ADJOURNS AT 10:09 A.M.**

ATTEST:

  
ANGELA SCHELL, Clerk to the Commission

LOCAL AGENCY FORMATION COMMISSION

  
Jim Bagley, Chair