

**ACTION MINUTES TAKEN BY THE  
LOCAL AGENCY FORMATION COMMISSION  
FOR SAN BERNARDINO COUNTY**

**REGULAR MEETING**

**9:00 A.M.**

**AUGUST 21, 2019**

**PRESENT:**

**COMMISSIONERS:**

<b>Regular Member</b>	<b>Alternate Member</b>
<b>Jim Bagley</b>	<b>Louisa Amis</b>
<b>James Curatalo, Vice Chair</b>	<b>Steven Farrell</b>
<b>Larry McCallon, Chair</b>	<b>Janice Rutherford</b>
<b>Acquanetta Warren</b>	<b>Rick Denison</b>
<b>Dawn Rowe</b>	

**STAFF:**

**Samuel Martinez, Executive Officer  
Paula de Sousa Mills, LAFCO Legal Counsel  
Michael Tuerpe, Project Manager  
Jeffrey Lum, LAFCO Analyst  
La Trici Jones, Clerk to the Commission  
Angerose Schell, Administrative Assistant**

**ABSENT:**

**COMMISSIONERS:           Robert Lovingood  
  Kimberly Cox**

**9:05 A.M. – CALL TO ORDER – FLAG SALUTE**

**ANNOUNCEMENT OF CONTRIBUTIONS**

**1. PUBLIC COMMENTS ON CLOSED SESSION**

*There were no members of the public who requested to speak on the Closed Session items.*

**2. CONVENE CLOSED SESSION**

*LAFCO Legal Counsel Paula de Sousa Mills' announced that Closed Session would not convene since there is nothing to discuss in Closed Session.*

- Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)) – San Antonio Heights Association v. County of San Bernardino et al, San Bernardino County Superior Court Case NO CIVDS1715504
- Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(d)(1)) – San Antonio Heights Association v. County of San Bernardino et al, San Bernardino County Superior Court Case No CIVDS1712271

- Conference with Legal Counsel – Existing Litigation – (Government Code Section 54956.9(d) (1)) – C.O.M.E.T. (Citizens of Mentone Empowered Together) v. City of Redlands et al, San Bernardino Superior Court Case No. CIVDS1906437

**3. RECONVENE PUBLIC SESSION**

**CONSENT ITEMS:**

The following consent items are expected to be routine and non-controversial and will be acted upon by the Commission at one time without discussion, unless a request has been received prior to the hearing to discuss the matter.

**4. Approval of Minutes for Regular Meeting of July 17, 2019**

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

Recommendation: Approve the Executive Officers' Expense Report for Procurement Card Purchases from June 24, 2019 to July 23, 2019.

**6. Ratify Payments as Reconciled and Note Cash Receipts for Month of June 2019**

Recommendation: Ratify payments as reconciled for the month of June 2019 and note revenue receipts for the same period.

**7. Consent Items Deferred for Discussion (none)**

Commissioner Rowe abstains from Item 4

*Commissioner Bagley moves approval of the consent items. Second by Commissioner McCallon. The motion on the Consent Items passes with the following roll call vote: Ayes: Bagley, Denison, Farrell, McCallon, and Rutherford. Noes: None. Abstain: Rowe (Item 4). Absent: Lovingood (Rutherford voting in his stead), Curatalo, Cox (Farrell voting in her stead) and Warren (Denison voting in her stead).*

**PUBLIC HEARING ITEMS:**

Vice-Chair Curatalo takes his place at the dais at 9:07 A.M.

Commissioner Warren takes her place at the dais at 9:13 A.M.

- 8. Consideration of: (1) Final Environmental Impact Report Adopted by the City of San Bernardino for the Spring Trails Specific Plan (SCH No. 2009111086) as a CEQA Responsible Agency for LAFCO 3188A; (2) Adoption of Facts, Findings and Statement of Overriding Considerations; and (3) LAFCO 3188A – Reorganization to Include Annexation to the City of San Bernardino and to SBCFPD Zone FP-5 San Bernardino and Detachment from County Service Area 70 (Spring Trails Specific Plan) (CONTINUED AT THE REQUEST OF THE PROPERTY OWNER)**

Recommendation: Staff recommends that the Commission continue the item to the October 16, 2019 hearing.

Public Comment was provided by:

Richard Kaplan  
City of San Bernardino Councilman Henry Nickel  
Cruz Ruiz  
Lagos Castaneda  
Eddie Evans  
Darcee Klapp  
Lynette Kaplan

*Commissioner Bagley moves to continue Item 8 to the October 16, 2019 hearing date. Second by Commissioner Curatalo. The motion passes with the following roll call vote: Ayes: Bagley, Curatalo, Farrell, McCallon, Rowe, Rutherford and Warren. Noes: None. Abstain: None. Absent: Lovingood (Rutherford voting in his stead), Cox (Farrell voting in her stead)*

**9. Update on LAFCO 3187 – Countywide Service Review for Water, Required Continued Monitoring for Daggett Community Services District**

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

- Note receipt of status report and file.
- Direct that no further monitoring occur for Daggett Community Services District.

*Commissioner Bagley moves approval of the staff recommendation, Second by Commissioner Farrell. The motion passes with the following roll call vote: Ayes: Bagley, Curatalo, Farrell, McCallon, Rowe, Rutherford and Warren. Noes: None. Abstain: None. Absent: Lovingood (Rutherford voting in his stead), Cox (Farrell voting in her stead).*

**10. Update on LAFCO 3190 – Countywide Service Review for Wastewater, Required Continued Monitoring for Victor Valley Wastewater Reclamation Authority**

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

- Note receipt of status report and file
- Direct that no further monitoring occur for the Victor Valley Wastewater Reclamation Authority.

*Commissioner Bagley moves approval of the staff recommendation. Second by Commissioner Curatalo. The motion passes with the following roll call vote: Ayes: Bagley, Curatalo, Farrell, McCallon, Rowe, Rutherford and Warren. Noes: None. Abstain: None. Absent: Lovingood (Rutherford voting in his stead), Cox (Farrell voting in her stead).*

**INFORMATION ITEMS:**

**11. Legislative Oral Report**

Executive Officer Samuel Martinez did not provide a Legislative Report.

**12. Executive Officer's Oral Report**

Executive Officer Samuel Martinez provided an update on the new video streaming service for the Commission Hearings and the upcoming items tentatively scheduled for the September Hearing.

**13. Commissioner Comments**

Commissioner Farrell indicates he is really excited about the new video system.

**14. Comments from the Public**

Elizabeth Surzack, the new Executive Officer for the Chino Basin Water Conservation District introduces herself to the LAFCO Commission.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE HEARING ADJOURNS AT 9:43 A.M.**

**ATTEST:**

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LA TRICI JONES  
Clerk to the Commission

**LOCAL AGENCY FORMATION COMMISSION**

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**JAMES CURATALO, Vice-Chair**