

4/26/2001

MINUTES

March 22, 2001

Present Commissioners: Robert E. Hird, Chair
Bob Buster, Vice Chair
Terry Henderson
Robin Lowe
Jack McFadden

Absent: John Tavaglione

Present Staff: George J. Spiliotis, Executive Officer
Wayne Fowler, Illustrator/Analyst
Elena G. Medina, Staff Assistant
Joe S. Rank, Legal Counsel

1. **CALL TO ORDER AND SALUTE TO THE FLAG.**

The meeting was called to order at 9:06 a.m.

2. **APPROVAL OF MINUTES OF February 22, 2001**

The minutes were approved as presented.

Consent:

- a. LAFCO 2000-22-1-Reorganization to Include Concurrent Annexations to Rancho California Water District, Eastern Municipal Water District and the Metropolitan Water District of Southern California.

Moved, (Ashley) seconded (Buster) to approve LAFCO 2000-22-1-Reorganization to Include Concurrent Annexations to Rancho California Water District, Eastern Municipal Water District and the Metropolitan Water District of Southern California.
6/0 (Tavaglione absent)

- b. LAFCO 2000-29-3-Sphere of Influence Amendment (addition) & Annexation to Valley Wide Recreation and Park District. (Valley-Wide Recreation and Park District requests a one-month continuance)

Moved (Ashley) seconded (Buster) to approve a one-month continuance of LAFCO 2000-29-3-Sphere of Influence Amendment (addition) & Annexation to Valley Wide Recreation and Park District to April 26, 2001.

- c. LAFCO 2000-30-3-Reorganization to Include Concurrent Annexations to Valley Wide Recreation and Park District and County Service Area 84. (Valley-Wide Recreation and Park District requests a one-month continuance)

Moved (Ashley) seconded (Buster) to approve a one-month continuance for LAFCO 2000-30-3-Reorganization to Include Concurrent Annexations to Valley Wide Recreation and Park District and County Service Area 84 to April 26, 2001.

The Commission decided to take Item 4. at this time.

4. **REQUEST FOR WAIVER OF FISCAL IMPACT REPORT REQUIREMENT FOR ANNEXATION 95 TO THE CITY OF CORONA.**

Mr. Spiliotis gave a brief summary on this item and recommended approval.

Commissioner Buster stated that the proposal was located on one of the best commercial areas of Riverside County. He further stated that the County would like to have the opportunity to review the request prior to its approval. He requested a one-month continuance.

Mr. Ed Sloman, 1269 W. Pomona Road, Suite 104, Corona, CA 92882. Mr. Sloman expressed concerns with the request for continuance and asked that the Commission approve the request.

Commissioner Lowe asked for clarification regarding Commissioner Buster's position.

Commissioner Buster commented that they should move with caution prior to approving the request.

John Johnson, Executive Office, County of Riverside. Mr. Johnson stated that he had not reviewed the request and stated that the County had a master tax sharing agreement with the City of Corona in place already.

Commissioner Lowe asked if the County now had a new policy whereas the Cities will have to share sale tax revenues with the County forever on undeveloped land for future use.

Commissioner Buster said that if the County did some road improvements prior to the area being developed then how was the County going to be reimbursed.

After further discussion, the Commission moved to approve the request.

Moved (Lowe) seconded (Henderson) to approve Request for Waiver of Fiscal Impact Report Requirement for Annexation 95 to the City of Corona.
5/0 (Buster abstained) (Tavaglione absent)

- d. **POLICIES AND PROCEDURES ON DISCLOSURE OF CONTRIBUTIONS, EXPENDITURES AND INDEPENDENT EXPENDITURES.**
- e. **POLICIES AND PROCEDURES GOVERNING DISCLOSURE OF LOBBYING ACTIVITIES.**

Mr. Spiliotis presented the report on both items.

Commissioner McFadden asked Mr. Spiliotis if by waiving fees from time to time if this was consider a contribution. He also asked for an example of what constituted a contribution.

Mr. Spiliotis proceeded to give an example.

Commissioner Ashley commented that this was not a clear law.

After further discussion the Commission agreed to not take action at this time on items d and e.

Chair Hird opened the public hearing. No testimony was offered and the hearing was closed.

Moved (Henderson) seconded (Ashley) to not take action at this time on Items d and e.
6/0 (Tavaglione absent)

5. PROPOSED PER DIEM AND EXPENSE REIMBURSEMENT POLICY.

Commissioner McFadden gave a brief summary and stated that the written report was in their packets. He asked the Commission for their comments.

Commissioner Henderson stated that the Ad Hoc Committee had taken into consideration the Commission's comments when this item was up for discussion at the last meeting. She said that they had incorporated the suggestions into the report. She asked the Commission for their suggestions.

Commissioner Buster complimented the Ad Hoc Budget Committee for a job well done and suggested that an item be added in regards to a LAFCO Member representing LAFCO before any governmental organization. He thought they should be reimbursed for expenses incurred.

Moved (McFadden) seconded (Buster) to approve Item 5. Proposed Per Diem and Expense Reimbursement Policy with the amendment that if a LAFCO Member is directed by the

Commission to represent LAFCO before any governmental organization, they will be reimbursed for expenses incurred.

6/0 (Tavaglione absent)

6. INFORMATION ITEMS: Proposals Received (56857, 56751)

Mr. Spiliotis stated that this item will be added on to the agenda regularly as a requirement of the new Act. He said that any proposal that will include an annexation to a special district for which the district was not the applicant had to be put on the Commission's agenda as an informational item and transmitted to the affected district as well. He said that from that point the district has 60 days to adopt a resolution requesting termination.

Commissioner Buster commented on item c., Annexation 90 into the City of Riverside.

7. MISCELLANEOUS STAFF REPORTS.

Mr. Spiliotis introduced Ms. Elizabeth Solander to the Commission.

Mr. Spiliotis also stated that the proposed budget will be before the Commission in April.

Commissioner Ashley commented regarding LAFCO moving to the County building. He asked about the difference in rates between what was currently paid and what LAFCO will be paying once it moved to the County building.

Mr. Spiliotis stated that he did not have those figures yet. He stated that as far as the budget was concerned this issue did not affect the current budget.

Commissioner Ashley asked Mr. Spiliotis to investigate all the possibilities prior to actually moving. He stated that maybe it will be more advantageous staying at the current location.

Mr. Spiliotis stated that it was his understanding that the rent will definitely be more than what it was at the current location. He also stated that any kind of action taken on this matter will have to come before the Commission for approval.

Commissioner Henderson asked Mr. Spiliotis to explore other alternatives prior to making the final decision.

Commissioner Lowe stated that she had been contacted by other cities regarding their concern with LAFCO moving into a County building. She said that the idea of AB 2838 was to

show LAFCOs independence to the public. She also commented that perhaps it was not a good idea to move into a building where LAFCO was going to pay more for rent and where parking will not be easily accessible to the public bringing more congestion into the downtown area. She suggested looking at the entire proposal carefully prior to its approval.

Commissioner Buster suggested putting the item on the agenda for discussion prior to its approval.

Mr. Spiliotis commented that AB 2838 workshops were held on March 15th and March 19th. He commented that they were not well attended, therefore, he was planning on holding a "make-up" workshop sometime in April.

Commissioner McFadden expressed concern regarding the Auditor-Controller's Office not being able to provide the information needed in a timely manner to meet the budget deadline.

Mr. Spiliotis stated that it had been difficult for the Auditor-Controller's Office to figure out the districts' share due to defective language in the law. He said that the Auditor-Controller's Office would like to see the districts get together and suggest an alternative option, but there was no requirement in the law.

Commissioner Buster asked if there had been a meeting between the Auditor and the special district's staff. Mr. Spiliotis responded no.

Commissioner Buster suggested that perhaps a meeting needed to take place among both parties and hopefully they will be able to come to an alternative compromise.

After further discussion, the Commission directed Mr. Spiliotis to coordinate a meeting between the Auditor-Controller's Office and special district representatives to try to work out some of the concerns and hopefully come up with an alternative compromise. The Commission also asked Mr. Spiliotis to report back the outcome of the meeting at the next LAFCO hearing.

Mr. Spiliotis commented that he was also planning on having a workshop for the League of Cities.

Commissioner Henderson said that the League of Cities Conference was going to be in July of this year in Monterey. She said that this year's conference fell on the date of the LAFCO hearing. She asked that the LAFCO hearing in July be moved to another date to accommodate their conference.

Commissioner Henderson asked Mr. Spiliotis to put this matter on next month's agenda.

8. PUBLIC COMMENTS.

Mr. Gary Grant, 27068 Jarvis Street, Perris, CA 92570. Mr. Grant expressed concern regarding noticing everyone about new annexations.

Commissioner Buster said that all Board Members were advised of all the new annexations in their district.

Mr. Spiliotis stated that under the new requirement of AB 2838, Information Items on new proposals will be on the LAFCO Agenda on a monthly basis.

Commissioner Lowe commented that the City of Hemet always had met with the district supervisor prior to new annexations.

9. ADJOURNMENT.

The Commissioned adjourned at 10:20 a.m.

Respectfully,

George J. Spiliotis
Executive Officer