

2.  
5/29/2003

**MINUTES**  
**MARCH 27, 2003**

Present Terry Henderson  
Commissioners: Bob Buster  
Robert E. Hird  
Kevin Jeffries  
Robin Lowe  
Jack McFadden  
John Tavaglione

Present Staff: George J. Spiliotis, Executive Officer  
Wayne Fowler, Local Government Analyst III  
Adriana Romo, Local Government Analyst I  
Crystal Craig, Local Government Analyst I  
Elena Medina, LAFCO Assistant  
Joe Rank, Legal Counsel

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

The meeting was called to order at 9:03 a.m.

2. **MINUTES FOR JANUARY 23, 2003 AND FEBRUARY 27, 2003 ARE NOT YET AVAILABLE.**

3. **HEARINGS:**

**Consent:**

- a. LAFCO 2002-31-3-Annexation 59 to County Service Area 103.

Moved (Tavaglione) seconded (Hird) to approve LAFCO 2002-31-3-Annexation 59 to County Service Area 103.  
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- b. LAFCO 2002-38-1-Annexation 13 to County Service Area 134.

Moved (Tavaglione) seconded (Hird) to approve LAFCO 2002-38-1-Annexation 13 to County Service Area 134.  
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- c. LAFCO 2002-39-1-Annexation to Elsinore Valley Municipal Water District. (**Staff recommends continuance to June 26, 2003**)

Moved (Tavaglione) seconded (Hird) to continue LAFCO 2002-39-1-Annexation to Elsinore Valley Municipal Water District to June 26, 2003.

- d. LAFCO 2002-41-1-Annexation to County Service Area 142. **(Staff recommends continuance to April 24, 2003)**

Moved (Tavaglione) seconded (Hird) to continue LAFCO 2002-41-1-Annexation to County Service Area 142 to April 24, 2003.

- e. LAFCO 2002-44-5-Annexation 63 to County Service Area 103. **(Staff recommends continuance to April 24, 2003)**

Moved (Tavaglione) seconded (Hird) to continue LAFCO 2002-44-5-Annexation 63 to County Service Area 103 to April 24, 2003.

**Continued:**

- f. LAFCO 2002-07-1-Reorganization to Include Annexation 70 to the City of Lake Elsinore, Concurrent Detachment from Riverside County Waste Resources Management District and Detachment from the City of Lake Elsinore and Concurrent Annexation to Riverside County Waste Resources Management District. **(Continued from December 12, 2002; Staff recommends continuance to June 26, 2003)**

Moved (Tavaglione) seconded (Hird) to continue LAFCO 2002-07-3-Reorganization to Include Annexation 70 to the City of Lake Elsinore, Concurrent Detachment from Riverside County Waste Resources Management District and Detachment from the City of Lake Elsinore and Concurrent Annexation to Riverside County Waste Resources Management District to June 26, 2003)

- g. LAFCO 2002-14-3-Reorganization to Include Detachment from the City of San Jacinto and Concurrent Annexation to the Riverside County Waste Resources Management District. **(Continued from February 27, 2003)**

Mr. Fowler presented the proposal.

Moved (Tavaglione) seconded (Jeffries) to approve LAFCO 2002-14-3-Reorganization to Include Detachment from the City of San Jacinto and Concurrent Annexation to the Riverside County Waste Resources Management District as recommended by staff.

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The Commission decided to take Item 5. at this time.

**5. AMENDMENT TO THE MINOR SPHERE OF INFLUENCE AMENDMENT POLICY.**

Mr. Spiliotis presented the report.

Commissioner Henderson commented that this policy will only be temporarily until the service reviews were completed.

Commissioner Buster asked if this policy applied to water wells and treatment plants that were outside city limits. Mr. Spiliotis responded in the affirmative.

Moved (Tavaglione) seconded (Hird) to approve Amendment to the Minor Sphere of Influence Amendment Policy as recommended by staff.

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- h. LAFCO 2002-35-2-Sphere of Influence Amendments to the City of Norco (addition) and the Jurupa Area Recreation & Parks District (removal) and Reorganization to Include Annexation 21 to the City of Norco and Detachment from the Jurupa Area Recreation & Park District and the Riverside County Waste Resources Management District. **(Continued from February 27, 2003)**

Mr. Spiliotis presented the proposal.

Mr. Spiliotis commented that there was conflicting information as to where the city boundary was in relation to the bridge. He said that it was now confirmed that half of the bridge was within the city boundary and half of the bridge was not. Therefore, he would like to modify staff's recommendation to include the other half of the bridge within the annexation boundary.

Commissioner Jeffries commented that from a public safety point of view it will not be a good idea to leave the bridge divided as it currently was. He stated that it will better if the bridge was within one jurisdiction.

Chair Henderson opened the public hearing.

Ed Hatzenbuhler, City Manager of Norco, 4072 Quiet Hill Ct., Norco, CA 92860. Mr. Hatzenbuhler spoke in favor of the annexation.

Brian Petree, 2870 Clark Street, Norco, CA 92860. Mr. Petree spoke in favor of the annexation.

James Daniels, 2870 Clark Avenue, Norco, CA 91728. Mr. Daniels spoke in favor of the annexation.

Chair Henderson closed the public hearing.

Mr. Spiliotis commented that they had received correspondence from the Jurupa Community Services District requesting that the Commission conditioned the annexation on the agreement between the City and the District. Mr. Spiliotis stated that this would not be appropriate on the part of the Commission. Mr. Spiliotis suggested including language in the Commission's resolution stating that the agreement between the two agencies was a consideration in the Commission's decision. Commissioner Henderson stated that she did not see the need to include this comment in the resolution.

Commissioner Lowe agreed with Commissioner Jeffries regarding keeping the entire bridge within one jurisdiction.

Commissioner Tavaglione stated that it would be appropriate to keep all of Hamner along the entire annexation proposal within the City of Norco for public safety purposes. Therefore, he recommended the inclusion of the entire portion of the west side of Hamner up to the northerly boundary of the annexation request to be included within the City of Norco sphere of influence.

Moved (Tavaglione) seconded (Lowe) to approve LAFO 2002-35-2-Sphere of Influence Amendments to the City of Norco (addition) and the Jurupa Area Recreation & Parks District (removal) and Reorganization to Include Annexation 21 to the City of Norco and Detachment from the Jurupa Area Recreation & Park District and the Riverside County Waste Resources Management District, modifying the boundary to include the entire right-of-way of Hamner up to the northerly boundary of the annexation request, including all of the bridge.

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**New:**

- i. LAFCO 2002-27-4-Reorganization to Include Concurrent Annexation 36 to the City of Palm Desert and Detachment from the Riverside County Waste Resources Management District. **(Staff recommends continuance to April 24, 2003)**

Moved (Hird) seconded (McFadden) to continue LAFCO 2002-27-4-Reorganization to Include Concurrent Annexation 36 to the City of Palm Desert and Detachment from the Riverside County Waste Resources Management District to April 24, 2003.

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The Commission decided to take Item 6. at this time.

**6. ACCEPTANCE OF EXCLUSIVE JURISDICTION FROM SAN BERNARDINO LAFCO.**

Mr. Fowler presented the report.

Moved (Tavaglione) seconded (Hird) to approve the Acceptance of Exclusive Jurisdiction from San Bernardino LAFCO as recommended by staff.

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- j. LAFCO 2002-42-5-Minor Sphere of Influence Amendments (removal and addition) to the Yucaipa Valley County Water District and Annexation to the Yucaipa Valley County Water District.

Mr. Fowler presented the proposal.

Chair Henderson opened the public hearing.

Mark Knorrington, P. O. Box 645, Calimesa, CA 92320. Mr. Knorrington spoke in favor of the annexation.

Chair Henderson stated that Staff was requesting three separate actions at this time. The first request was for the minor Sphere of Influence

Amendment to remove approximately 222 acres from the existing Yucaipa Valley County Water District sphere of influence, located south of the existing City of Calimesa boundaries. She said that the other two requests were recommended to be continued to May 29, 2003.

Moved (Lowe) seconded (Hird) to approve a minor sphere of influence amendment to remove approximately 222 acres from the Yucaipa Valley Water District sphere of influence.

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Moved (Lowe) seconded (Hird) to continue to May 29, 2003, LAFCO 2002-42-5-Minor Sphere of Influence Amendment (addition) to the Yucaipa Valley Water District and Annexation to Yucaipa Valley Water District

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- k. LAFCO 2002-43-5-Sphere of Influence Amendments to the City of Beaumont (removal), the City of Calimesa (addition), Beaumont Cherry Valley Water District (addition), and Beaumont Library District (addition) and Reorganization to Include Annexation 02-ANX-02 to the City of Beaumont, Annexation to the City of Calimesa, and Concurrent Detachments from the Riverside County Waste Resources Management District and County Service Area 152 and Annexations to Beaumont Cherry Valley Water District and Beaumont Library District.

Mr. Spiliotis presented the proposal.

Chair Henderson opened the public hearing.

Ernie Egger, 550 E. Sixth Street, Beaumont, CA 92223. Mr. Egger spoke in favor of the annexation.

Commissioner Lowe asked if the Specific Plan for Oak Valley was approved by the County and Mr. Egger responded in the affirmative.

Chuck Butcher, BCVWD, 560 Magnolia, Beaumont, CA 92223. Mr. Butcher spoke in favor of the annexation.

Commissioner McFadden asked if there will be a replenishment district proposal in the future that will allow the district to purchase water through the revenue that might be gained through replenishment. Mr. Butcher responded that the JPA had just started in the year 2000. He said that they were currently working on a four-phase report to develop the management plan. He said that they were currently, in phase I. He said that all the plans on how the district was going to be managed and replenished water basin had not yet been completely formulated.

Tom Gustafson, Executive Director, So. Calif. PGA. 36201 Champions Drive, Calimesa, CA 92320. Mr. Gustafson spoke in favor of the annexation as proposed.

Mark Knorringa, P. O. box 645, Calimesa, CA 92320. Mr. Knorringa spoke in favor of the annexation.

Chair Henderson closed the public hearing.

Moved (Buster) seconded (Jeffries) to approve LAFCO 2002-43-5-Sphere of Influence Amendments to the City of Beaumont (removal), the City of Calimesa (addition), Beaumont Cherry Valley Water District (addition), and Reorganization to Include Annexation 02-ANX-02 to the City of Beaumont, Annexation to the City of Calimesa, and Concurrent Detachments from the Riverside County Waste Resources Management District and County Service Area 152 and Annexation to Beaumont Cherry Valley Water District with a modification on Item 8. of staff's recommendation as follows:

Pursuant to Section 56663(a), authorize the Executive Officer to proceed with Conducting Authority Proceedings without notice, hearing or election and make the following determinations:

a. All owners of land have given written consent to the proposal.  
6/1(Tavaglione abstained)

1. LAFCO 2003-06-3-Request for Reconsideration of LAFCO Resolution 06-03 Approving LAFCO 2002-23-3 Reorganization to Include Annexation 99 to the City of Corona and Concurrent Detachment from County Service Area 21 and the Riverside County Waste Resources Management District.

Mr. Rank stated that he had received a copy of a letter received from the property owner's attorney. He said that County Counsel was involved in some of the issues raised by the applicant's attorney; therefore, he was unable to respond to the issues brought by the property owner. He suggested to the Commission to continue the matter for one month and in the interim authorize the Executive Officer to retain counsel to review the issues raised and be able to respond in an effective manner. Mr. Rank also stated that the County Executive Office had also requested a one-month continuance.

Moved (Jeffries) seconded (Lowe) to continue LAFCO 2003-06-3-Request for Reconsideration of LAFCO Resolution 06-03-Approving LAFCO 2002-23-3-Reorganization to Include Annexation 99 to the City of Corona and Concurrent Detachment from County Service Area 21 and the Riverside County Waste Resources Management District April 24, 2003 and authorize the Executive Officer to retain special counsel.

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4. **INFORMATION ITEMS: Proposals Received (56857, 56751)**

The Commission acknowledged four proposals received as information items.

7. **WOODCREST COI COMMITTEE-REQUEST FOR LEAVE OF ABSENCE AND TEMPORARY REPLACEMENT.**

Mr. Spiliotis presented the report.

Moved (Buster) seconded (McFadden) to approve LAFCO 2001-43-1-Community of Interest No. 17-Woodcrest Committee-Request for Leave of Absence and Temporary Replacement as recommended by staff.

6/1 (Lowe voted No)

8. **GRAND JURY REPORT.**

Mr. Spiliotis presented the report.

Moved (Hird) seconded (Buster) to refer the report to the Ad Hoc Budget Review Committee for the purpose of formulating a draft response to the Grand Jury for the Commission's action. Also, direct the Executive Officer to begin preparations to conduct the LAFCO audit as recommended by the Grand Jury in their report.

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9. **MISCELLANEOUS STAFF REPORTS.**

Mr. Spiliotis indicated several upcoming proposals.

10. **PUBLIC COMMENTS.**

There were no public comments.

11. **EXECUTIVE OFFICE:**

There were no Executive Items scheduled.

12. **ADJOURNMENT.**

The Commission adjourned at 10:43 a.m.

Respectfully,

George J. Spiliotis  
Executive Officer