

**MINUTES**  
**February 26, 2004**

Present Terry Henderson  
Commissioners: Bob Buster  
Kevin Jeffries  
Robert E. Hird  
Robin Lowe  
Phil Williams

Absent: 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 9:01 a.m.

2. **APPROVAL OF MINUTES OF JANUARY 22, 2004.**

Minutes were approved as presented.

The Commission decided to recess at 9:03 a.m. to Executive Session for only Item a. Regency Outdoor Advertising, Inc. et al. vs. LAFCO et al.

10. **EXECUTIVE SESSION:**

With respect to every item of business to be discussed in closed session pursuant to Government Code Section 54956.9:

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.

Subdivision (a) of Section 54956.9:

- a. **Regency Outdoor Advertising, Inc. et al. vs. LAFCO et al.**  
(Case No. RIC 393 995)

The Commission reconvened at 9:17 a.m.

Chair Henderson stated that there was no reportable action taken at this time.

3. **HEARINGS:**

**Consent:**

- a. [LAFCO 2003-27-3](#)-Reorganization to Include Annexation 58 to County Service Area 84 and Concurrent Annexation to Valley-Wide Recreation and Park District.

Moved (Hird) seconded (Lowe) to approve LAFCO 2003-27-3-Reorganization to Include Annexation 58 to County Service Area 84 and Concurrent Annexation to Valley-Wide Recreation and Park District.

6/0 (Tavaglione absent)

- b. [LAFCO 2003-33-1](#)-Annexation 72 to County Service Area 103.

Moved (Hird) seconded (Lowe) to approve LAFCO 2003-33-1-Annexation 72 to County Service Area 103.

6/0 (Tavaglione absent)

- c. [LAFCO 2003-34-3](#)-Reorganization to Include Concurrent Annexations to Eastern Municipal Water District, Rancho California Water District and the Metropolitan Water District of Southern California.

Moved (Hird) seconded (Lowe) to approve LAFCO 2003-34-3-Reorganization to Include Concurrent Annexations to Eastern Municipal Water District, Rancho California Water District and the Metropolitan Water District of Southern California.

6/0 (Tavaglione absent)

- d. [LAFCO 2003-37-3](#)-Reorganization to Include Concurrent Annexations to Western Municipal Water District, Elsinore Valley Municipal Water District and the Metropolitan Water District of Southern California.

Moved (Hird) seconded (Lowe) to approve LAFCO 2003-37-3-Reorganization to Include Concurrent Annexations to Western Municipal Water District, Elsinore Valley Municipal Water District and the Metropolitan Water District of Southern California.

6/0 (Tavaglione absent)

- e. [LAFCO 2003-38-1](#)-Annexation 69 to County Service Area 103.

Moved (Hird) seconded (Lowe) to approve LAFCO 2003-38-1-Annexation 69 to County Service Area 103.

6/0 (Tavaglione absent)

**Continued:**

- f. [LAFCO 1997-06-3-Sphere of Influence Amendment](#) (addition) to the City of Hemet. **(Continued from January 22, 2004)**
- g. [LAFCO 1997-07-3-Reorganization to Include Annexation 97-140 to the City of Hemet and Concurrent Detachment from County Service Area 152 and the Riverside County Waste Resources Management District.](#) **(Continued from January 22, 2004)**

Mr. Fowler presented both proposals simultaneously. Mr. Fowler stated that all parties were now in agreement regarding the development and boundaries. Mr. Fowler stated that the City was now seeking a modified sphere of influence addition of only 278 acres and a total annexation of 653 acres. Mr. Fowler further recommended to the Commission to approve both proposals as outlined in the staff report.

Chair Henderson opened the public hearing. There being no proponents or opponents wishing to speak the public hearing was closed.

Moved (Hird) seconded (Jeffries) to approve [LAFCO 1997-06-3-Sphere of Influence Amendment](#) (addition) to the City of Hemet.  
6/0 (Tavaglione absent)

Moved (Hird) seconded (Jeffries) to approve [1997-07-3-Reorganization to Include Annexation 97-140 to the City of Hemet and Concurrent Detachment from County Service Area 152 and Riverside County Waste Resources Management District.](#)  
6/0 (Tavaglione absent)

**4. RECEIVE AND FILE:**

- a. **INFORMATION ITEMS: Proposals Received (Government Section 56857, 56751)**

The Commission acknowledged receipt of two proposals.

- b. **MONTHLY EXPENDITURE REVIEW.**

The Commission received and filed the Monthly Expenditure Review Report.

- c. [Independent Auditor's Report for Fiscal Years 2001-02 and 2002-03](#)

Mr. Spiliotis stated that although there were no specific recommendations regarding procedures, the Auditor Controller will be assisting staff in putting together additional cash handling procedures.

The Commission received and filed the Independent Auditor's Report for Fiscal years 2001-02 and 2002-03.

**5. MUNICIPAL SERVICE REVIEW STUDY SESSION.**

Mr. Spiliotis presented the report and stated that this study session was being done at the request of the Commission to discuss municipal service reviews and hopefully, it will serve as a starting point for Commission discussion regarding further implementation.

He further stated that the primary purpose of the service reviews was to assist the Commission in the preparation of sphere of influence updates and reviews. He said that at the end of the service reviews there were nine required determinations that the Commission had to make included the staff report e.g. Infrastructure needs/ deficiencies etc. He said that some people had expressed concern with some of the requirements specifically the evaluation of management efficiencies and the local accountability and governance. He said that as the result of those concerns, the Commission previously adopted a set of local principles to guide the Commission in the preparation of the municipal service reviews. He said that the municipal service reviews will be limited to those public services typically required by and associated with urban development, such as water, wastewater, police, fire protection, library, roads, electricity, parks and recreation, animal control, and flood control. He said that specifically some agencies were excluded who were not typically related to supporting growth e.g. Resource Conservation Districts, Cemetery Districts, Citrous Pest Control District etc.

He said that water and wastewater service reviews will be the first installment of the MSR program. He said that staff was now ready to proceed with sub-regional service reviews for general municipal services in the Norhtwest County and the Southern Coachella Valley. He said that the legislative purpose of the MSRs was to help the Commission in the sphere of influence updates. He said that information collected as a result of the study, will enable the Commission to make the nine statutorily required determinations. He said that staff had placed emphasis on areas related to growth, demand and service/infrastructure planning. He said that staff will also be gathering data on agricultural lands. He said that this session would be appropriate for the Commission to indicate what factors were considered most important in its view of spheres so that staff can then ensure that emphasis was placed on the areas most critical to the Commission's decision making process.

Commissioner Lowe expressed concern regarding the municipal service reviews subject to review as opposed to those agencies that will not be subject to said reviews such as resource conservation districts. She felt that this was contradictory.

Mr. Spiliotis responded that the agencies listed were not agencies that provided services that typically associated with supporting urban development.

Commissioner Lowe expressed here disagreement with Mr. Spiliotis. Mr. Spiliotis responded that those agencies could be included if the Commission desired.

Commissioner Lowe asked Mr. Spiliotis why the County of Riverside was not included in the service reviews. Mr. Spiliotis responded that the County of Riverside was not included because LAFCO does not adopt a sphere of influence for the County of Riverside. He said that for comparison purposes, they were going to look at some of the services that the County was providing specifically police and fire.

Commissioner Buster expressed that it will be very helpful if the Commission was advised in advance what areas were going to be under study so that they will have the opportunity to comment on those areas.

Mr. Spiliotis suggested having another study session in few months to specifically address the Cities' sphere of influences.

The Commission received and filed the report and agreed to bring back this item in approximately three months.

**6. CHERRY VALLEY UNINCORPORATED COMMUNITY REPLACEMENT OF MEMBERS.**

Moved (Jeffries) seconded (Hird) to accept the resignations of Ms. Patsy Reeley and Mr. Tom Reilly and accept the new appointments of Mr. Hal Flanders and Mr. Mark Sanders to the Cherry Valley Unincorporated Community.

6/0 (Tavaglione absent)

**7. SEWER SERVICE AGREEMENT FOR WOODCREST AREA BETWEEN THE CITY OF RIVERSIDE AND WESTERN MUNICIPAL WATER DISTRICT.**

Mr. Fowler presented the report.

Norm Thomas, General Manager, Western Municipal Water District. Mr. Thomas expressed his agreement with staff's report.

Commissioner Buster asked Mr. Gutierrez, Planning Director, City of Riverside, if the City will ever serve the Woodcrest area with sewer services and other unincorporated areas.

Ken Gutierrez, Planning Director, City of Riverside. Mr. Gutierrez responded that it was the City's position to not provide sewer services outside the City limits unless there is a pending annexation.

Commissioner Jeffries commented that he would like for the Commission to discuss water issues as it related to annexations in a future Commission meeting.

The Commission directed staff to bring back an agenda item regarding the water service issues between the City of Riverside and the Western Municipal Water District.

**8. MISCELLANEOUS STAFF REPORTS.**

Mr. Spiliotis reported to the Commission that the panel assigned to select a firm to evaluate the Menifee Comprehensive Fiscal Analysis had selected Economic and Planning Systems. He said that this firm will be preparing the analysis and he was currently negotiating a contract with them.

**9. PUBLIC COMMENTS.**

Gary Grant, 27065 Jarvis St., Meadowbrook, CA. Mr. Grant discussed the AB 2838 study process and the COIs.

The Commission recessed to Executive Session Item b. Executive Officer's Performance Evaluation at 9:57 a.m.

**10. EXECUTIVE SESSION:**

With respect to every item of business to be discussed in closed session pursuant to Government Code Section 54957:

**b. Performance Evaluation: Executive Officer**

The Commission reconvened at 10:09 a.m.

Mr. Rank stated that there was no reportable action taken at this time, and that this item will be reviewed at the next Commission meeting next month.

**11. ADJOURNED.**

The Commission adjourned at 10:10 A.M.

Respectfully,

George J. Spiliotis  
Executive Officer