



2.
1/24/2019

MINUTES
December 6, 2018

Present: Stephen Tomanelli, Vice Chair
Marion Ashley, Alternate
Kevin Jeffries
Eugene Montanez
Steve Sanchez
Robert Stockton, Alternate
Nancy Wright

Present Staff: George J. Spiliotis, Executive Officer
Crystal Craig, Local Government Analyst III
Joshua Altopp, Local Government Analyst III
Elizabeth Valdez, Commission Clerk
Rebecca Holtzclaw, Secretary
Tiffany North, Legal Counsel

1. CALL TO ORDER AND SALUTE TO THE FLAG.

Vice-Chair Tomanelli called the meeting to order at approximately 9:30 a.m.

1.2. ROLL CALL.

1.3. ANNOUNCEMENT CONCERNING CONTRIBUTIONS TO COMMISSION MEMBERS.

Legal Counsel North made a statement to the public regarding disclosure of contributions made to Commissioners.

1.4. PRESENTATIONS TO DEPARTING COMMISSIONERS EUGENE MONTANEZ, JOHN TAVAGLIONE, MARION ASHLEY AND EXECUTIVE OFFICER GEORGE SPILIOTIS.

Mr. Spiliotis presented Commissioner Ashley with an award and thanked him for his services as both a Special District Member and an Alternate County Member on the Commission.

Mr. Spiliotis presented Commissioner Montanez with an award and thanked him for his service as the City Member on the Commission since 2011 as well as his service on the CALAFCO Board of Directors.

Vice-Chair Tomanelli thanked Commissioners Ashley and Montanez and stated it was an honor to work with both of them.

Commissioner Sanchez arrived at 9:38 a.m.

Vice-Chair Tomanelli read and presented to Mr. Spiliotis a Proclamation of Appreciation for his 29 years as the Executive Officer of LAFCO.

Pamela Miller, CALAFCO Executive Officer. Ms. Miller thanked Commissioners Ashley and Montanez for their long, dedicated service to the Commission and CALAFCO.

Ms. Miller thanked George Spiliotis for his years of knowledge to the LAFCO Community. She thanked him for all his support and help he has provided. She stated he had earned amongst many awards, the 2018 Lifetime Achievement Award, the Cortese-Knox-Hertzberg Project of the Year and the 1998 Outstanding Executive Officer Award. She presented Mr. Spiliotis with a Certificate of Recognition.

2. APPROVAL OF THE MINUTES OF OCTOBER 25, 2018.

Moved (Jeffries) seconded (Wright) to approve the Minutes of October 25, 2018.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

3. CONSENT (NON-HEARING ITEMS):

a. LAFCO 2018-12-3-Annexation to Valley-Wide Recreation and Park District (Jim Venable Exchange Club Park) and a finding of exemption pursuant to the California Environmental Quality Act and adoption of a resolution making determinations on the proposal.

Public Comments:

In favor:

Dean Wetter, applicant, General Mgr. of Valley-Wide Recreation and Park District, 901 W. Esplanade, San Jacinto, CA 92583. Mr. Wetter stated that the proposed site was for a new park and provided information regarding the proposal.

Margo Hamilton, 4270 Wilbur Ct., Hemet, CA 92544. Ms. Hamilton stated that the former Supervisors Cisneros and Venable both wanted the land to be used for recreational purposes. She spoke in favor of the annexation.

Howard Rosenthal, 26168 Grant Av., Hemet, CA 92544. Mr. Rosenthal spoke in favor of the proposal and said stated that VWRPD would be able to serve the area.

Vincent Christakos, Chief Business Officer, Hemet Unified School District, 1791 W. Acacia Av., Hemet, CA 92545. Mr. Christakos spoke in favor of the proposal. He stated the District was in support and the park was the last part of the project for that site.

Ken Graff, 2999 Peach Tree St., Hemet, CA 92545. Mr. Graff spoke in favor of the proposal. He stated that former Supervisor Venable had a vision for a recreational facility for this site. He stated VWRPD would be able to serve this area.

Mary Moreland, 494 Olazabal Dr., Hemet, CA 92545. Ms. Moreland spoke in favor of the proposal stating the County, Hemet Unified and VWRPD have all worked towards finishing this project. She stated that there were no crime issues for the existing facility.

Mike Moreland, 494 Olazabal Dr., Hemet, CA 92545. Mr. Moreland spoke in favor of the annexation. He stated that he VWRPD would be able to serve the area and it would honor former Supervisor Jim Venable who had a vision for this recreation site.

In opposition:

Howard Tounget, Hemet, Ca. Mr. Tounget spoke in opposition of the annexation. He stated that the park would cost more than the grant that was received and that VWRPD would increase the tax paid by the residents. He stated many residents were against this project.

Tim Williams, 26411 Thacker Dr., Hemet, CA 92544. Mr. Williams spoke in opposition of the proposal. He stated that the lack of security and noise were among some of the concerns of the nearby residents.

There were no further public comments.

Commissioner Jeffries stated that the Commission does not determine land-use and that the Commission can only determine if the area can annex to an existing agency.

Moved (Jeffries) seconded (Ashley) to approve LAFCO 2018-12-3-Annexation to Valley-Wide Recreation and Park District (Jim Venable Exchange Club Park) as recommended by staff.

Commissioner Montanez stated that the amenities of the park are not under the jurisdiction of the Commission. He stated that it was strictly an annexation into the park district.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

4. PUBLIC HEARINGS:

Continued:

There were no continued public hearing items.

New:

- a. LAFCO 2018-11-2-Annexation to Jurupa Community Services District (Etiwanda Car Wash) and a finding of exemption pursuant to the California Environmental Quality Act and adoption of a resolution making determinations on the proposal.

Mr. Altopp presented this proposal. He stated that the proposal was initiated by the Jurupa Community Services District to receive wastewater service for one parcel that will be the site of a car wash. He stated there were no service issues associated with this proposal.

Vice-Chair Tomanelli opened the public hearing, there being no one wishing to speak he closed the public hearing.

Moved (Jeffries) seconded (Wright) to approve LAFCO 2018-11-2-Annexation to Jurupa Community Services District (Etiwanda Car Wash) as recommended by staff.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

5. PUBLIC COMMENTS ON ANY ITEMS NOT ON THE AGENDA.

Howard Tounget, Hemet, CA. Mr. Tounget spoke about a previous proposal that was before the Commission. He stated that the Commission should do what is in the best interest of the public. He stated that VWRPD has ADA violations at current park locations and to consider this for future proposals that come before the Commission.

6. INFORMATION ITEMS: No action to be taken by Commission.

- a. Proposals Received (Government Code Sections 56751 and 56857):

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There were no new proposals.

b. Report on Conducting Authority Proceedings.

Mr. Spiliotis gave an update on pending Conducting Authority Proceedings.

7. RECEIVE AND FILE:

a. LAFCO Monthly Expenditure Review.

Moved (Jeffries) seconded (Wright) to receive and file the LAFCO Monthly Expenditure Review.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

8. LEGISLATIVE UPDATE AND POTENTIAL POSITIONS. (ORAL REPORT ONLY)

Mr. Spiliotis stated there were no legislative updates to report since the last meeting.

9. REQUEST FOR CONSIDERATION OF A POSITION IN SUPPORT OF THE CALIFORNIA WATERFIX PROJECT.

Mr. Spiliotis stated that the Southern Region of LAFCOs met in August and that one item was a presentation on the WaterFix Project. He stated that Mr. Wilson requested that LAFCOs in the southern region take a position on the WaterFix Project. He stated one of the factors to be considered by the Commission when reviewing a proposal is the timely availability of water supply.

Charlie Wilson, Executive Director and CEO of the Southern California Water Coalition. Mr. Wilson gave a PowerPoint presentation on the California WaterFix Project. He stated that moving water throughout the state is becoming more difficult. He stated that this Project would modernize the state water system in a cost-effective way. He asked the Commission to support the Project.

Public Comments:

Danielle Coats, Eastern Municipal Water District, 2270 Trumble Rd., Perris, CA 92570. Ms. Coats stated that the District was in support of this project.

Commissioner Ashley stated that a more dependable water supply is

critical. He stated that in the case of an emergency, water supply could be cut off due to failing systems.

Moved (Ashley) seconded (Wright) to take a support position for the California WaterFix Project as recommended by staff.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

10. FOCUSED MUNICIPAL SERVICE REVIEW-MURRIETA AREA WATER SERVICE:

a. Selection of Consultant and Authorization for Chair to Execute Professional Services Agreement.

b. Authorization for Chair to Execute Funding Participation Agreement.

Mr. Spiliotis presented these items. He stated that staff and the districts involved in this analysis reviewed the proposals received and agreed to select the consultant, West Yost Associates. He stated that there would be a minor change to the scope of services, and it would not change the analysis. He stated the professional services agreement would not be signed until the funding agreement was in place.

Public Comments:

Kathryn Elliot, resident, Murrieta, CA. Ms. Elliot stated she was a Western Municipal Water District customer. She stated that she has concerns about Assumption #3 of the West Yost proposal. She asked to ensure the analysis will consider the implications of who could provide water to this area and how this service would be structured.

Daphne Grigsby, resident, Murrieta, CA. Ms. Grigsby stated that current Western Municipal Water District customers want to see the community thrive and support this MSR. She stated she would like West Yost to expand the cost analysis to analyze the additional fees and special assessments that each water agency can charge.

Mr. Spiliotis stated the concerns of the two speakers were being addressed.

Moved (Jeffries) seconded (Montanez) to:

1. Select West Yost Associates to perform a focused municipal service review in the Murrieta area, authorize the Chair to execute a Professional Services Agreement as recommended by

staff.

2. Authorize the Chair to execute a Funding Participation Agreement with EMWD, WMWD and RCWD and the City of Murrieta as recommended by staff.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

11. AGREEMENT FOR SERVICES WITH THE COUNTY OF RIVERSIDE.

Mr. Spiliotis presented this item. He stated that LAFCO contracts with certain County departments for services. He stated this agreement will be annually renewable through June 30, 2024.

Moved (Wright) seconded (Sanchez) to authorize the Chair to execute the Agreement for Services Between the County of Riverside and LAFCO and authorize the Executive Officer to request approval by the Board of Supervisors.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

12. FIRST AMENDMENT TO LEASE FOR OFFICE SPACE.

Mr. Spiliotis presented this item. He stated this amendment included minor modifications to the original lease.

Moved (Jeffries) seconded (Ashley) to approve the lease as amended and authorize the Chair to execute the First Amendment to Lease for office space.

Vice-Chair Tomanelli called for the vote.

AYES: Ashley, Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: None.

ABSTAINED: None.

Commissioner Ashley announced that it was a pleasure to serve with the Commission and thanked Mr. Spiliotis. He left the meeting at 10:42 a.m.

13. SELECTION OF OFFICERS FOR 2019.**14. COMMITTEE ASSIGNMENTS FOR 2019.**

a. Administrative Review Committee.

b. Legislative Committee.

Moved (Jeffries) and seconded (Wright) to continue the Selection of Officers for 2019 and the Committee Assignments for 2019 to the next regular meeting on January 24, 2019.

Vice-Chair Tomanelli called for the vote.

AYES: Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: Ashley.

ABSTAINED: None.

15. APPOINTMENT TO THE SOUTHERN REGION OF CALAFCO BOARD OF DIRECTORS.

Mr. Spiliotis presented this item. He stated that it was the current voting member, Commissioner Montanez' last meeting as a Commissioner and a new voting member should be appointed. He also stated that due to his retirement the alternate voting member will need to be appointed, but that that appointment could be delayed until the new Executive Officer has been hired. He stated the next meeting of the Southern Region Board would be January 14, 2019.

Commissioner Wright nominated Commissioner Sanchez as the voting member. The nomination was seconded by Commissioner Jeffries.

Moved (Wright) seconded (Jeffries) to appoint Commissioner Sanchez to the Southern Region of CALAFCO Board of Directors and to defer the appointment of the alternate voting member until the January 24, 2019 meeting.

Vice-Chair Tomanelli called for the vote.

AYES: Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: Ashley.

ABSTAINED: None.

16. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH PROJECT RESOURCE SPECIALISTS FOR WATER AND WASTEWATER MUNICIPAL SERVICE REVIEW-EXTENSION OF TERM.

Mr. Spiliotis stated that the amendment to the agreement was to extend the contract date until June 30, 2019 in order to allow for time to complete the MSR.

Moved (Jeffries) seconded (Montanez) to authorize the Executive Officer to execute an amendment to the professional services agreement with Harry Ehrlich dba Project Resource Specialists, extending the period of performance through June 30, 2019 as recommended by staff.

Vice-Chair Tomanelli called for the vote.

AYES: Jeffries, Montanez, Sanchez, Stockton, Tomanelli, and Wright.

NOES: None.

ABSENT: Ashley.

ABSTAINED: None.

17. EXECUTIVE OFFICER REPORTS.

Mr. Spiliotis stated the Commission was great to work with, legal representation was excellent throughout the years, and the that staff was like a second family. He stated that there was always interesting work to do and that he had a lot of fun working at LAFCO.

18. COMMISSIONER COMMENTS/FUTURE ITEMS.

Commissioner Wright stated she hopes Mr. Spiliotis enjoys retirement.

The Commission went into Executive Session at 10:49 a.m.

19. EXECUTIVE SESSION:

CONFERENCE WITH LEGAL COUNSEL:

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 (d)(1) of Government Code Section 54946.9):

A.1. City of Menifee vs. All Persons Interested in the Matter of the Conditional Approval of the City of Menifee's Application for Detachment (2016-03-05) From Valley-Wide Recreation and Parks District; Adoption of LAFCO Resolution No. 04-17, and Denial of the City of Menifee's Application for Reconsideration of a Resolution of the Local Agency Formation Commission of Riverside County (Resolution No. 04-16) and Riverside Local Agency Formation Commission, Riverside Superior Court Case No. RIC 1722064

With respect to every item of business to be discussed in closed

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session pursuant to Government Code Section 54957:

B.1. Public Employee Appointment
Title: Interim Executive Officer

Commissioner Jeffries left the meeting at 10:57 a.m.

Legal Counsel North reported that for Item B.1. the Commission unanimously voted to appoint Crystal Craig as the Interim Executive Officer effective upon Mr. Spiliotis' departure and pursuant to the County Management Resolution. She stated there may be a follow up meeting regarding compensation.

20. ADJOURNMENT.

The meeting was adjourned at approximately 11:00 a.m.

Respectfully submitted,



Crystal M. Craig
Interim Executive Officer