

**LOCAL AGENCY FORMATION COMMISSION
SPECIAL MEETING AGENDA**

Wednesday, October 8, 2003
11:00 a.m.

Employee Relations Hearing Room, Room 374A
Kenneth Hahn Hall of Administration
500 West Temple Street, Los Angeles 90012

A person with a disability may contact the LAFCO office at (818) 254-2454 at least 72-hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

1. **CALL MEETING TO ORDER.**
2. **PLEDGE OF ALLEGIANCE WILL BE LED BY CHAIRMAN PELLISSIER.**
3. **HEARING**
 - a. Midbury Area Detachment No. 2002-06 (Orange County), from the Consolidated Fire Protection District of Los Angeles County.
4. **PROTEST HEARINGS**
 - a. City of Palmdale, Annexation No. 1998-01 – 308.04 acres located north of the California Aqueduct, south of the alignment of Avenue R, east of 20th Street West and west of alignment of 10th Street West.
 - b. City of Palmdale, Annexation No. 2000-01A – 977 acres located between the alignments of Avenue R-8 to the north, Williston Street/Hacienda Drive to the south, 860+ feet west of the alignment of 20th Street West to the west and approximately 220+ feet of Calle Grillo to the east.

5. **SPECIAL ITEMS**

- a. Approve Minutes of the meeting held September 10, 2003.
- b. Municipal Service Reviews and Spheres of Influence Update.
- c. Approval of the August and September 2003 Operating Account Check Register.
- d. Report on 2003 CALAFCO Annual Conference.

6. **PUBLIC COMMENT**

This is the opportunity for members of the public to address the Commission on items that are not on the posted agenda, provided that the subject matter is within the jurisdiction of the Commission. Speakers are reminded of the three-minute time limitation

7. **FUTURE MEETINGS**

October 22, 2003
November 12, 2003

8. **NEW BUSINESS**

This is the opportunity for commissioners to discuss matters not on the Posted Agenda (to be discussed and upon Commission approval placed on the Agenda for action at a future meeting).

9. **ADJOURNMENT MOTION**

STAFF REPORT

OCTOBER 8, 2003

**MIDBURY DETACHMENT NO. 2002-06 FROM
CONSOLIDATED FIRE PROTECTION DISTRICT
OF LOS ANGELES COUNTY**

AGENDA ITEM NO. 3A

On August 24, 1999 the Los Angeles County Board of Supervisors approved Ordinance No. 99-0077M, authorizing a boundary change between Los Angeles County and Orange County. This boundary change transferred jurisdiction for the Midbury Neighborhood to the County of Orange. The territory was subsequently annexed to the City of Brea. Separate proceedings are required to formally detach the area from the Consolidated Fire Protection District of Los Angeles County.

Approval of this request for detachment will relieve the District of all formal responsibility/liability for providing fire protection services to the Midbury area. The City of Brea has been providing this neighborhood with fire protection services since its annexation to the City in April 2000. Therefore, approval of this proposal will not result in any change in current services. Upon completion of these proceedings, the City of Brea will continue to be responsible for providing fire protection services to the Midbury area and will now receive the associated property tax revenue previously received by the District.

RECOMMENDED ACTION

1. Find that this detachment is exempt from the provisions of the California Environmental Quality Act pursuant to State CEQA Guidelines, section 15061 because it can be seen with certainty that there is no possibility that this proposal may have a significant effect on the environment.
2. Adopt Resolution Making Determinations Approving Midbury Area Detachment No. 2002-06 from the Consolidated Fire Protection District of Los Angeles County.
3. Pursuant to Government Code Section 57002, set December 10, 2003 as the date for Commission protest proceedings.

**RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY
RESOLUTION NO. 2003- RD**

**MAKING DETERMINATIONS AND APPROVING
DETACHMENT OF CERTAIN INHABITED TERRITORY
DESIGNATED AS MIDBURY AREA DETACHMENT NO. 2002-06
DETACHED FROM THE CONSOLIDATED FIRE
PROTECTION DISTRICT OF LOS ANGELES COUNTY**

WHEREAS, the Los Angeles County Board of Supervisors adopted a resolution of application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the "Commission") pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the detachment of the Midbury area located in the City of Brea, County of Orange; and

WHEREAS, the principal reason for the proposed detachment is to formally relieve the Consolidated Fire Protection District of Los Angeles County of all responsibility/liability for providing fire protection and related services to the Midbury area; and

WHEREAS, a description of the boundaries and map of the proposal is set forth in Exhibits "A" and "B," attached hereto and by this reference incorporated herein; and

WHEREAS, the Midbury Neighborhood is inhabited and consists of 17.74 acres; and

WHEREAS, the short-form designation given this proposal is "Midbury Area Detachment No. 2002-06 from the Consolidated Fire Protection District of Los Angeles County;"

WHEREAS, the Executive Officer has reviewed the proposal and submitted to the Commission a report, including his recommendation thereon; and

WHEREAS, on October 8, 2003, after being duly and properly noticed, this proposal came on for hearing at which time this Commission heard and received all oral and written testimony, objections and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to this proposal and the report of the Executive Officer.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that the detachment is exempt from the provisions of the California Environmental Quality Act pursuant to State CEQA Guidelines, section 15061 because it can be seen with certainty that there is no possibility that this proposal may have a significant effect on the environment.
2. The Midbury Area Detachment No. 2002-06 is hereby approved.
3. Pursuant to Government Code Section 57002, the Commission sets December 10, 2003 at 9:00 a.m., for Commission protest proceedings.
4. The Executive Officer is directed to transmit a certified copy of this resolution to the affected local agencies.

STAFF REPORT

OCTOBER 8, 2003

PROTEST HEARING ON CITY OF PALMDALE ANNEXATION NO. 1998-01 (Uninhabited territory)

AGENDA ITEM NO. 4A

Agenda item No. 4a is a proposal requesting annexation of approximately 308.04 acres of unincorporated, uninhabited, county territory. The applicant of record is the City of Palmdale, the proposal being initiated by City of Palmdale Resolution No. CC-1998-136. The application was submitted to LAFCO on February 2, 1999.

Background

The annexation proposal was initially submitted by the City of Palmdale at the request of the Palmdale Disposal Company, the landfill operator and majority property owner of the subject territory. Palmdale Disposal was subsequently acquired by Waste Management, Inc. during the processing of this application. Waste Management owns approximately one hundred and twenty three acres of the annexation territory. The original application request was also revised to include one additional parcel belonging to Southern California Edison because it would have created an island of unincorporated county territory.

On May 14, 2003 the Commission made a determination to delay action on another City of Palmdale application, Annexation 2000-01A, as approval of that annexation would have created an island of unincorporated county territory. On August 27, 2003, the Commission approved City of Palmdale Annexation 1998-01.

Related Jurisdictional Changes

The request for change of organization includes the following jurisdictional changes: annexation to the City of Palmdale and detachment from Los Angeles County Road District No. 5.

Sphere of Influence

The subject territory is consistent with the City of Palmdale sphere of influence.

Purpose of Request

The Antelope Valley landfill, owned and operated by Waste Management, Inc., is located within the jurisdictional boundaries of two agencies, Los Angeles County and the City of Palmdale. Waste removal services in the City of Palmdale are provided by Waste Management, Inc., and therefore, it seems logical that the landfill be located entirely within one jurisdiction.

Location

The subject territory is generally located north of the California Aqueduct, south of the alignment of Avenue R, east of 20th Street West and west of the alignment of 10th Street West.

Staff Report October 8, 2003

Palmdale Annexation No. 1998-01

Page 2

Conclusion

No written protests have been received regarding this annexation request.

Recommended Action:

1. Instruct the Executive Officer, pursuant to Government Code Section 57075, to determine the value of those protests filed and not withdrawn and report back to the Commission with the results.
2. Based upon the results of the protest hearing, either terminate the annexation proceedings, pursuant to Government Code Section 57078, if a majority protest exists or adopt a resolution ordering the annexation of the subject territory to the City of Palmdale, and detachment of the same said territory from Los Angeles County Road District No.5.

RESOLUTION NO. 2003-

**RESOLUTION OF THE LOCAL AGENCY FORMATION
COMMISSION FOR LOS ANGELES COUNTY ORDERING
CITY OF PALMDALE ANNEXATION NO. 1998-01**

WHEREAS, the City of Palmdale adopted a resolution of application to initiate proceedings before the Local Agency Formation Commission for Los Angeles County (the "Commission") pursuant to Part 3, Division 3, Title 5 of the California Government Code (commencing with section 56000, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000), for the annexation of territory to the City of Palmdale and the detachment of the same said territory from Los Angeles County Road District No. 5; and

WHEREAS, the principal reason for this annexation is to allow the operation of the Antelope Valley landfill to be placed under one governmental jurisdiction; and

WHEREAS, a description of the boundaries and map of the proposal is set forth in Exhibits "A" and "B," attached hereto and by this reference incorporated herein; and

WHEREAS, the subject territory is uninhabited and consists of approximately 308.4 acres; and

WHEREAS, the short-form designation given this proposal is "City of Palmdale Annexation No.1998-01;" and

WHEREAS, on August 27, 2003, the Commission approved Annexation No. 1998-01; and

WHEREAS, pursuant to Government Code Section 57002, the Executive Officer of the Commission has set October 8, 2003 as the date for the protest hearing and has given notice thereof; and

WHEREAS, at the time and place fixed in notice, the hearing was held, and any and all oral or written protests, objections and evidence were received and considered; and

WHEREAS, the Commission, acting as the conducting authority, has the ministerial duty of tabulating the value of protests filed and not withdrawn and either terminating these proceedings if a majority protest exists or ordering the annexation.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Commission finds that the number of registered voters residing within the boundary of the territory is 0, and the number of landowners is ____.
2. The Commission finds that the number of written protests filed in opposition to Annexation No. 1998-01 and not withdrawn is __, which, even if valid, represents less than 50 percent of the number of landowners owning at least 50 percent of the total assessed value of land within the affected territory.
3. The Commission hereby orders the reorganization of that the territory described in Exhibit "A" hereto, which description is incorporated herein by reference, as follows:
 - a. Annexation of the subject territory to the City of Palmdale.
 - b. Detachment of the subject territory from Los Angeles County Road District No. 5.
4. Pursuant to Government Code section 56886, the annexation shall be subject to the following terms and conditions:
 - a. The territory so annexed shall be subject to the payment of such service charges, assessments or taxes as the City of Palmdale may legally impose.

- b. The regular County assessment roll shall be utilized by the City of Palmdale.
 - c. The subject territory will not be taxed for existing bonded indebtedness of the City of Palmdale.
5. The Executive Officer is directed to transmit a certified copy of this resolution to the City Clerk of the City of Palmdale, upon the City's payment of the applicable fees required by Government Code Section 54902.5, and prepare, execute and file a certificate of completion with the appropriate public agencies, pursuant to Government Code Section 57000, *et seq.*

PASSED AND ADOPTED this 8th day of October 2003.

Ayes:

Noes:

Absent:

Abstain:

LARRY J. CALEMINE, Executive Officer

STAFF REPORT

OCTOBER 8, 2003

**PROTEST HEARING ON
CITY OF PALMDALE ANEXATION 2000-01A
(Inhabited Territory)**

AGENDA ITEM NO. 4B

Agenda Item No. 4b is a proposal requesting annexation of approximately 977 acres of inhabited, unincorporated county territory to the City of Palmdale. The applicant of record is the City of Palmdale, the proposal being initiated by City of Palmdale Resolution No. CC 2001-105. The application was received on October 16, 2001.

Related Jurisdictional Changes: The proposal also includes annexation of the westerly portion of the subject territory to County Waterworks District No. 40, and detachment of the subject territory from Road Maintenance District No. 5. The proposal also includes a sphere of influence amendment for County Waterworks District 40.

Sphere of Influence: The subject territory is within the City of Palmdale Sphere of Influence.

Location: The affected territory is generally located between the alignments of Avenue R-8 to the north, Williston Street/Hacienda Drive to the south, 860+ feet west of the alignment of 20th Street West to the west, and approximately 220+ feet of Calle Grillo to the east.

Background:

On August 27, 2003, Commission approved the requests for City of Palmdale Annexation 2000-01A.

Population: The proposed annexation area is inhabited with an estimated population of approximately 200 inhabitants. The Los Angeles County Registrar-Recorder/County Clerk has confirmed that there are 145 registered voters in the proposed territory. According to California Department of Finance statistics, for year 2002, the entire population for the City of Palmdale is estimated to be 123,717.

Conclusion:

There are a total of 145 registered voters within the affected territory. Staff has received ___ written protests to date, which constitutes approximately ___ percent of the total registered voters and landowners.

Pursuant to Government Code Section 57075.5, Commission may: (a) terminate proceedings if written protests have been filed and not withdrawn by 50 percent or more of the registered voters within the affected territory; (b) order the territory annexed subject to confirmation by special election if written

protests have been filed and not with drawn by either 15 percent or more of the
Staff Report October 8, 2003
Palmdale Annexation No. 2000-01A
Page 2

registered voters or 15 percent or more of the landowners owning 15 percent of the total assessed value of land; (c) or order the territory annexed if written protests have been filed and not withdrawn by less than 15 percent of the registered voters and landowners.

Recommended Action:

1. Instruct the Executive Officer, pursuant to Government Code Section 57075.5, to determine the value of protests filed and not withdrawn and report back to the Commission with the results.
2. Order the territory annexed subject to the confirmation by the voters on the question if written protests have been filed and not withdrawn by 15 percent or more of the registered voters or landowners and if written protests have been filed and not withdrawn by less than 50 percent of the registered voters or landowners.
3. Based upon the results of the protest hearing, either terminate the annexation proceedings if a majority protest exists or adopt a resolution ordering the annexation of the subject territory to the City of Palmdale, and the westerly portion to County Waterworks District No. 40; and detachment of the same said territory from Los Angeles County Road District No.5.

AGENDA ITEM 5 b.

STAFF REPORT

MUNICIPAL SERVICE REVIEW & SPHERE OF INFLUENCE UPDATE

PART I – Identified MSR & SOI Review Requirements

At the September 10, 2003 commission meeting, staff was asked why, in LAFCO's Request For Information (RFI) – Part III, we are seeking information regarding police services from the county and all 88 cities when the OPR Guidelines make no mention of police services. Staff responded, at that time, that population growth projections are integral to the MSR process and therefore the county and a city's ability to provide future police services is an essential part of the service review. In addition, and not commented on at the time, LAFCO's recognize that police services are proportionate to the growth of a local agency and the impact of that growth must be reviewed as part of the MSR process.

The Governor's Office of Planning and Research Guidelines are the result of legislation, commonly known as Cortese-Knox-Hertzberg Act (C-K-H), signed by Governor Davis relating to powers and authority of LAFCO. The development of C-K-H resulted from the recommendations of the Commission on Local Governance for the 21st Century (a.k.a. the Hertzberg Commission). In their final report, entitled Growth Within Bounds, the Hertzberg Commission identified the following as principal "municipal services":

- Police and fire protection
- Streets and traffic circulation
- Water and sewer services
- Power generation and distribution
- Storm water drainage
- Solid waste collection, and
- Land use planning

The Hertzberg Commission further identified water, sewer, power, and streets and roads as the major "backbone" infrastructure and services necessary to accommodate growth and development that is expected to occur in the future.

PART II – Special District MSR (only) Exemptions

Staff has conducted or participated in several meetings with other LAFCO's, various agencies and organizations throughout the state in an effort to ascertain if consensus existed between them to see if a common interpretation exists as to what type of districts may or may not be affected proportionately by

the projected growth for the MSR study process. While there was, as expected, many points of view, there is a general consensus showing that there are, indeed, those types of special districts that fall into a common category that do not provide “backbone” infrastructure and services necessary to accommodate future growth and development. In the County of Los Angeles 34 of the 92 special districts fall into the category of not providing “backbone” infrastructure:

	<u>Type District</u>	<u>Number</u>
1.	Garbage Disposal Districts	7
2.	Health Care/Hospital Districts	2
3.	Recreation and Park Districts	3
4.	Resource Conservation Districts	2
5.	Cemetery Districts	5
6.	Community Service Districts	3
7.	Library Districts	2
8.	Mosquito Abatement/Vector Control Districts	5
9.	Irrigation Districts	<u>5</u>
	Total Districts	34

While these special districts are subject to a sphere of influence updates, these types of special districts do not provide services that are typically classified as principal municipal services or “backbone municipal infrastructure and services”.

Certainly, these agencies will be reviewed, at a minimum, to determine four (4) elements of growth needs, as required by Code Section 56425. They are:

1. The present and planned land uses in the area, including agricultural and open-space lands.
2. The present and probable need for public facilities and services in the area.
3. The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.
4. The existence of any social or economic communities of interest in the area if the commission determines that they are relevant to the agency.

PART III – Recommendation

Staff recommends your commission adopt a policy that the aforementioned 34 special districts, which do not provide principal municipal services or “backbone municipal infrastructure and services”, be the subject of an abbreviated MSR process which will occur after the completion of the MSRs for the providers of principal municipal services and “backbone municipal infrastructure and services” reviews.

STAFF REPORT

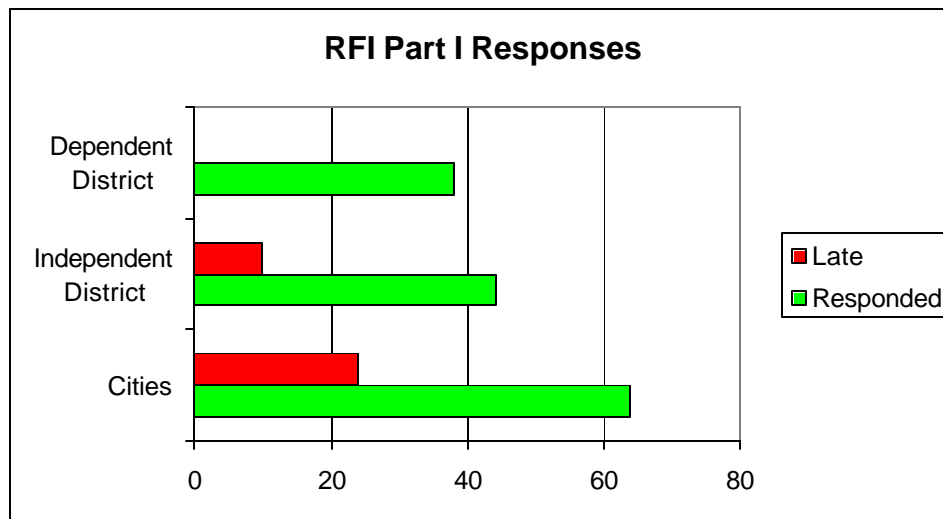
Municipal Service Review Progress

As of October 1, 2003

AGENDA ITEM 5b

Basic Agency Questionnaire

LAFCO prepared and mailed a total of 180 basic agency questionnaires (RFI Part I) accompanied by maps for agency review. These mailings were sent to 88 cities, 54 independent special districts, and 38 dependent special districts. The agencies were given four weeks to respond. As of October 1, 2003, 146 of the agencies have responded and 34 are late in responding. The responses to Part I are indicated by agency type in the following table:



LAFCO has checked all 146 responses received as to whether the agencies attached the requested documents (e.g. budgets).

LAFCO has designed a database, and begun entering the RFI Part I responses into the database. The task of entering the RFI Part I responses into the database involves entering 13,486 pieces of data into the computer. If all agencies' responses were to be received in a timely fashion, the task of data entry is expected to take one week of staff time.

Given that many agencies are tardy in responding, LAFCO expects that encouraging the agencies to respond and inputting the data into the MSR database may take up to four weeks.

RFI PART I: RESPONSES OUTSTANDING

CITIES (24)

Beverly Hills	Montebello
Burbank	Pasadena
Calabasas	Redondo Beach
Culver City	Rosemead
El Monte	San Fernando
Gardena	San Marino
Hawaiian Gardens	South El Monte
Hawthorne	South Gate
Hidden Hills	Temple
Inglewood	Torrance
La Canada Flintridge	Walnut
Long Beach	West Hollywood

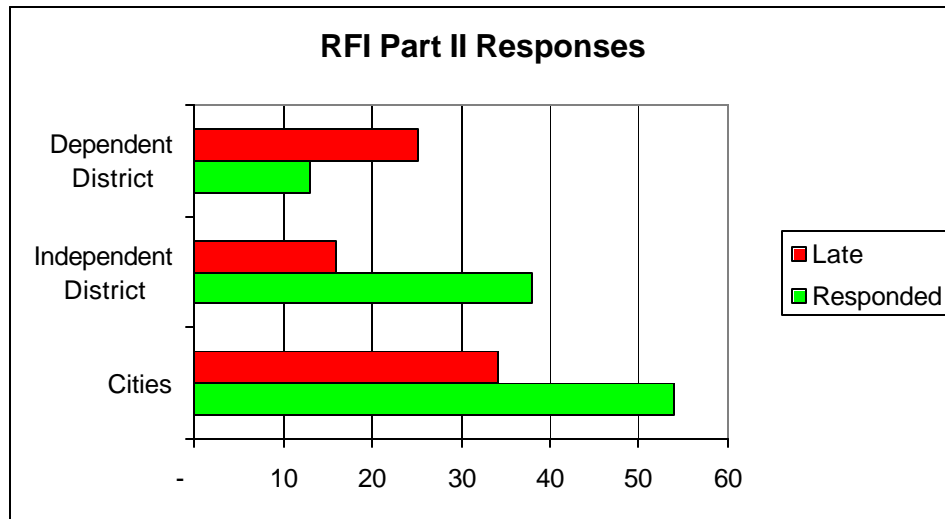
INDEPENDENT DISTRICTS (10)

Artesia Cemetery District	Ridgecrest Ranchos Recreation & Park District
Golden Valley Municipal Water District	Three Valleys Municipal Water District
Little Lake Cemetery District	Valley County Water District
Los Angeles County West Vector Control District	Westfield Recreation & Park District
Miraleste Recreation & Park District	Wilmington Cemetery District

DEPENDENT DISTRICTS (0)

General Services Questionnaire

LAFCO prepared and mailed general service questionnaires (RFI Part II) to the 180 agencies. The agencies were given six weeks to respond. As of October 1, 2003, 105 agencies had responded and 75 agencies have yet to respond.



LAFCO has checked the responses received as to whether the agencies provided complete answers. Most agencies have provided complete responses to this questionnaire.

LAFCO has designed a database, and begun entering the RFI Part II responses into the database. Given that many agencies are tardy in responding, LAFCO expects that encouraging the agencies to

respond and inputting the data into the MSR database may take up to four weeks.

RFI PART II: RESPONSES OUTSTANDING

CITIES (34)

Avalon	Long Beach
Beverly Hills	Montebello
Bradbury	Pasadena
Burbank	Redondo Beach
Calabasas	Rosemead
Commerce	San Dimas
Culver City	San Fernando
El Monte	San Gabriel
Gardena	San Marino
Hawaiian Gardens	Santa Fe Springs
Hawthorne	South El Monte
Hidden Hills	South Gate
Inglewood	Temple
Irwindale	Torrance
La Canada Flintridge	Walnut
La Mirada	West Hollywood
La Verne	Whittier

INDEPENDENT DISTRICTS (16)

Artesia Cemetery District	San Gabriel Valley Mosquito Abatement District
Central Basin Municipal Water District	Santa Monica Mountains RCD
Golden Valley Municipal Water District	Three Valleys Municipal Water District
La Habra Heights County Water District	Upper San Gabriel Valley Municipal Water District
Little Lake Cemetery District	Valley County Water District
Los Angeles County West Vector Control District	West Basin Municipal Water District
Miraleste Recreation & Park District	Westfield Recreation & Park District
Ridgecrest Ranchos Recreation & Park District	Wilmington Cemetery District

DEPENDENT DISTRICTS (25)

County Sanitation District 1	County Sanitation District 20
County Sanitation District 2	County Sanitation District 21
County Sanitation District 3	County Sanitation District 22
County Sanitation District 4	County Sanitation District 23
County Sanitation District 5	County Sanitation District 26
County Sanitation District 8	County Sanitation District 27
County Sanitation District 9	County Sanitation District 28
County Sanitation District 14	County Sanitation District 29
County Sanitation District 15	County Sanitation District 30
County Sanitation District 16	County Sanitation District 32
County Sanitation District 17	County Sanitation District 34
County Sanitation District 18	County Sanitation District 35
County Sanitation District 19	

Police, Fire and Water Services Questionnaire

LAFCO prepared and mailed out a total of 88 police and fire service questionnaires (RFI Part III) to the 88 cities. The agencies' responses are due October 24. As of October 1, two cities have responded.

The water services questionnaire was sent to the 41 cities and the 37 special districts that are clearly providing water service. In addition, the survey was sent to the remainder of the cities so that LAFCO would receive clear responses as to who the water providers are in those cities. The agencies'

responses are due October 24.

Other Research Activities

LAFCO staff and consultants are currently conducting service reviews for the City of Azusa and Catalina Island, and assembling data responses for service reviews of the other 8 Municipal Service Review areas.

Included with RFI Part I were agency boundary and SOI maps to be reviewed. Of the 146 agencies that have responded to the survey, 98 agencies accepted the LAFCO maps as correct and 48 agencies have raised questions about the map accuracy. LAFCO staff has conducted additional research to verify and, where appropriate, revise the agencies' maps. Verification has been completed for 31 of the 48 agencies thus far. Map verification includes comparison with the boundaries as depicted by the legal description, the Registrar of Voters, the County Assessor, and the County Public Works Agency.

LAFCO has prepared a Request for Proposal for a consulting firm with water expertise to conduct municipal service reviews of water providers. LAFCO has identified potential consultants and sent letters of request to interested parties. LAFCO currently estimates formal RFPs will go out October 21.