

LOCAL AGENCY FORMATION COMMISSION FOR SAN BERNARDINO COUNTY

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DATE: OCTOBER 17, 2016
FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer
TO: LOCAL AGENCY FORMATION COMMISSION

**SUBJECT: REQUEST FOR AUTHORIZATION TO FORM COMMITTEE TO
REVIEW ALTERNATIVES FOR LAFCO 3212 – CONSOLIDATION OF
INLAND EMPIRE UTILITIES AGENCY AND CHINO BASIN WATER
CONSERVATION DISTRICT**

RECOMMENDATION:

Authorize Executive Officer to form committee to review alternatives related to the processing of LAFCO 3212 – Consolidation of Inland Empire Utilities Agency and Chino Basin Water Conservation District composed of:

LAFCO Staff

Two representatives from each of the following agencies:

- Inland Empire Utilities Agency
- Chino Basin Water Conservation District
- County Administrative Office/Flood Control District
- Inland Empire Resource Conservation District

BACKGROUND INFORMATION:

The Commission has received a proposal for the consolidation of the Inland Empire Utilities Agency (IEUA) and the Chino Basin Water Conservation District (CBWCD) (LAFCO 3212), initiated by IEUA, which was circulated for review and comment beginning on August 23, 2016. On October 13th a LAFCO Departmental Review Committee meeting was held and questions outlined related to the proposal were reviewed. As a part of the DRC review process, LAFCO staff outlined the concerns received from various agencies and persons along with staff's concern regarding the future educational operations contemplated by the consolidation Plan for Service. At that time, it was identified that LAFCO staff would be requesting authorization from the Commission to form a committee made up of potentially directly affected agencies to review options for the proposal.

LAFCO 3212 is a proposal to consolidate two agencies formed under different principal acts. Statute requires that the Commission make determinations regarding accountability and costs for such a consolidation as well as requiring that a determination be made for a successor for all services provided by the consolidating agencies. Staff is requesting authorization to form the committee for LAFCO 3212 which is proposed to include representatives from the County Administrative Office and its Flood Control District, Inland Empire Utilities Agency, Chino Basin Water Conservation District, and the Inland Empire Resource Conservation District (IERCD). Staff has included the County and IERCD as participants as they may be directly affected by options for service transition to be evaluated during the processing of this proposal.

The addition of this item as an emergency matter on the October agenda is related to the determination that the matter came up after the publication of the agenda (clear as the agenda was posted the day prior to the DRC meeting) and that there is the need to act immediately. The need to act immediately is determined based upon the requirement to address alternatives during the property tax transfer process outlined for the proposal under Revenue and Taxation Code Section 99. This process was initiated on October 13th with the requirement for submission of the required resolution from the County by December 13th (mandatory 60-day period).

Staff is recommending that the Commission authorize the formation of the committee to review options for LAFCO 3212 at this time.

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