

**REPORT/RECOMMENDATION TO THE BOARD OF DIRECTORS
OF THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT
AND RECORD OF ACTION**

September 1, 2015

**FROM: MARK A. HARTWIG, Fire Chief/Fire Warden
San Bernardino County Fire Protection District**

SUBJECT: RESOLUTION FOR REORGANIZATION OF HESPERIA FIRE PROTECTION DISTRICT WITH SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT

RECOMMENDATION(S)

Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), adopt **Resolution No. 2015-185** requesting the Local Agency Formation Commission to commence proceedings for reorganization of the Hesperia Fire Protection District for annexation to SBCFPD.

(Presenter: Mark A. Hartwig, Fire Chief/Fire Warden, 387-5779)

BOARD OF SUPERVISORS COUNTY GOALS AND OBJECTIVES

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.
Pursue County Goals and Objectives by Working with Other Agencies.
Provide for the Safety, Health and Social Service Needs of County Residents.**

FINANCIAL IMPACT

Approval of this request for the Local Agency Formation Commission (LAFCO) to conduct the necessary proceedings for reorganization of the Hesperia Fire Protection District (HFPD) into SBCFPD will not result in the use of additional Discretionary General Funding (Net County Cost).

BACKGROUND INFORMATION

On August 4, 2015, the Board of Directors for HFPD adopted Resolution No. HFPD 2015-14 requesting LAFCO to take proceedings for reorganization of HFPD to include dissolution of HFPD, annexation of HFPD territory into SBCFPD and its North Desert Service Zone, and formation of a new service zone of SBCFPD. SBCFPD is required to adopt a substantially similar resolution. LAFCO governs the organization of local government services by cities and special districts. As such, an application to LAFCO must be made to justify this reorganization. Adoption of these resolutions by HFPD and SBCFPD to initiate proceedings is the first step in this process.

Since June 1, 2004, SBCFPD has provided fire suppression, ambulance and fire prevention services for HFPD under Agreement No. 04-335. The purpose of this proposed reorganization is to streamline fire protection services to the subject territory so as to provide orderly growth and development within the subject territory.

RECEIVED
SEP 23 2015

LAFCO
San Bernardino County

w/resolution
SBCFPD-Hartwig
LAFCO-Rollings-McDonald
CAO-Forster
File - SDD/SBCFPD w/attach
File - SDD/Fire Districts/Hesperia Fire Protection District
(Minute & Resolution only)
9/15/15

ITEM 48

Record of Action of the Board of Directors

APPROVED (CONSENT CALENDAR)

COUNTY OF SAN BERNARDINO
San Bernardino County Fire Protection District

MOTION	<u>MOVE</u>	<u>AYE</u>	<u>AYE</u>	<u>SECOND</u>	<u>AYE</u>
		2	3	4	5

LAURA H. WELCH, SECRETARY

BY _____

DATED: September 01, 2015

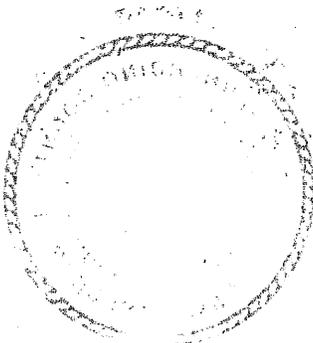
**RESOLUTION FOR REORGANIZATION OF HESPERIA FIRE
PROTECTION DISTRICT WITH SAN BERNARDINO COUNTY FIRE
PROTECTION DISTRICT
SEPTEMBER 1, 2015
PAGE 2 OF 2**

PROCUREMENT

N/A

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Carol Greene, Deputy County Counsel, 387-5455) on August 12, 2015; LAFCO (Kathleen Rollings-McDonald, Executive Officer, 383-9900) on August 12, 2015; Finance (Tom Forster, Administrative Analyst, 387-4635), on August 13, 2015; and County Finance and Administration (Valerie Clay, Deputy Executive Officer, 387-5423) on August 13, 2015.



RESOLUTION NO. 2015-185

RESOLUTION OF APPLICATION BY THE BOARD OF DIRECTORS OF SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR A SPHERE OF INFLUENCE AMENDMENT AND FOR REORGANIZATION OF THE HESPERIA FIRE PROTECTION DISTRICT WITH THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT

On Tuesday September 1, 2015, on motion of Director Lovingood, duly seconded by Director Hagman and carried, the following resolution is adopted by the Board of Directors of San Bernardino County Fire Protection District.

WHEREAS, The Board of Directors of the Hesperia Fire Protection District has adopted Resolution No. HFPD 2015-14, requesting the Local Agency Formation Commission (LAFCO) to take proceedings for:

1. A sphere of influence amendment for the Hesperia Fire Protection District and the San Bernardino County Fire Protection District; and,
2. A reorganization proposal to include, but not be limited to, the dissolution of the Hesperia Fire Protection District, the annexation of the territory of the District to the San Bernardino County Fire Protection District and its North Desert Service Zone, and formation of a new Service Zone of the San Bernardino County Fire Protection District; and,

WHEREAS, the territory proposed for reorganization is legally inhabited and a description of the boundaries of the territory proposed to be reorganized is attached hereto as Exhibit "A" and a map showing the boundaries is attached hereto as Exhibit "B", and by this reference incorporated herein; and,

WHEREAS, the proposed reorganization will not conflict with any existing sphere of influence as the proposed change includes an amendment to the Hesperia Fire Protection District and the San Bernardino County Fire Protection District spheres of influence to accommodate the proposed reorganization; and,

WHEREAS, it is desired that the proposed reorganization be subject to the following terms and conditions:

- A. The San Bernardino County Fire Protection District shall be designated as the successor to any and all priorities of use and rights to use of property within the territory detached from said Hesperia Fire Protection District, in accordance with Section 56886 (j) of the Government Code; and,
- B. The standard terms and conditions imposed by the Local Agency Formation Commission upon all proposals or such additional conditions as may be deemed appropriate or necessary by the Local Agency Formation Commission in its consideration; and,

WHEREAS, the reasons for this sphere of influence amendment and proposed reorganization are to permit the subject agencies to streamline fire protection services to the subject territory so as to provide orderly growth and development within the subject territory; and to permit all agencies authorized to provide the scope of municipal services to extend their boundaries to cover the subject territory in one action; and,

WHEREAS, All legal prerequisites to the adoption of this Resolution have occurred; and,

WHEREAS, The San Bernardino County Fire Protection District recognizes Hesperia Fire Protection District's Resolution No. HFPD 2015-14;

NOW THEREFORE, BE IT RESOLVED BY THE SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS AS FOLLOWS:

Section 1. This resolution is hereby adopted and approved by the Board of Directors of the San Bernardino County Fire Protection District. The Local Agency Formation Commission of San Bernardino County is hereby requested to take proceedings for the sphere of influence amendment and reorganization of territory as described above, according to the terms and conditions stated above, and in the manner provided by the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

Section 2. The San Bernardino County Fire Protection District acknowledges and agrees to the Local Agency Formation Commission for San Bernardino County's requirement for imposing legal indemnification as outlined in Policies 10 and 11 of its Accounting and Financial Division of its Policy and Procedure Manual adopted June 2012.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

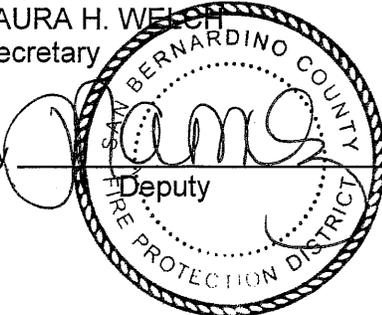
AYES:	DIRECTORS:	Lovingood, Rutherford, Ramos, Hagman, Gonzales
NOES:	DIRECTORS:	None
ABSENT:	DIRECTORS:	None

STATE OF CALIFORNIA)
)
 COUNTY OF SAN BERNARDINO) ss.

I, LAURA H. WELCH, Secretary of the Board of Directors of the San Bernardino County Fire Protection District, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Directors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of September 1, 2015. #48 jr

LAURA H. WELCH
 Secretary

By  _____



The seal is circular with a rope-like border. The text 'SAN BERNARDINO COUNTY' is written along the top inner edge, and 'FIRE PROTECTION DISTRICT' is written along the bottom inner edge. The center of the seal contains the handwritten signature 'Laura H. Welch'.