

**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN BERNARDINO**

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DATE: SEPTEMBER 19, 2011
FROM: SAMUEL MARTINEZ, Assistant Executive Officer
MICHAEL TUERPE, Project Manager
TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: AGENDA ITEM #6 – Review and Adoption of Resolutions Reflecting Commission Determinations and Approval for the Bear Valley Community

RECOMMENDATION:

Staff recommends that the Commission adopt the following resolutions reflecting the determinations made for the Service Reviews and Sphere of Influence Updates for the Bear Valley Community as follows:

- a. Resolution No. 3142 for LAFCO 3112 – Service Review and Sphere of Influence Update for the Big Bear Lake Fire Protection District
- b. Resolution No. 3143 for LAFCO 3150 – Service Review and Sphere of Influence Update for the Big Bear City Community Services District
- c. Resolution No. 3144 for LAFCO 3129 – Service Review and Sphere of Influence Update for the Big Bear Municipal Water District
- d. Resolution No. 3145 for LAFCO 3124 – Service Review and Sphere of Influence Update for County Service Area 53
- e. Resolution No. 3146 for LAFCO 3109 – Service Review and Sphere of Influence Update for the Big Bear Valley Recreation and Park District
- f. Resolution No. 3147 for LAFCO 3130 – Service Review and Sphere of Influence Update for the Big Bear Airport District

BACKGROUND:

At the August hearing, the Commission reviewed and considered the Service Reviews and Sphere of Influence Updates for the agencies within the Bear Valley community. At that hearing, the Commission made determinations for six of the seven agencies within the Bear

Valley community. At the request of the City of Big Bear Lake and its Department of Water and Power (DWP), the Commission continued the consideration of the service review and sphere of influence update for the City of Big Bear Lake to the November 16, 2011 hearing.

For the other six agencies, the Big Bear Lake Fire Protection District, the Big Bear City Community Services District, the Big Bear Municipal Water District, County Service Area 53, the Big Bear Valley Recreation and Park District, and the Big Bear Airport District, the Commission received and filed the service reviews, adopted the environmental findings, and made its final determinations for the sphere of influence updates for all six agencies. In addition, at the request of the City's DWP, the Commission also directed the staff to make a stronger statement in support of the government structure option related to the Big Bear Municipal Water District, as a retail water agency, and its assumption of the service responsibility of the City's DWP.

On Thursday, September 16, 2011, the LAFCO staff received additional clarifications from the City related to its subsidiary district, the Big Bear Lake Fire Protection District (FPD). Attached to this report is a copy of the email letter from the City including the portions of the report it is requesting the Commission to clarify. For the first comment, staff is proposing to strike out the last sentence since it makes assumption on the funding issue. The second comment, which is a timing issue, can be addressed by identifying that that the FPD has in fact submitted its 2009-10 audit to the County Auditor. Lastly, the third comment relates to an updated statement about the hiring process for the Fire Chief. The new language will read as: *"The Fire Chief, ~~hired by the Fire Administrator who is also the City Manger under the City Council/Board of Directors,~~ is responsible for the administration of the District affairs."*

Also attached to this report are the draft resolutions for the six agencies, which include the modifications for the Big Bear Municipal Water District and the Big Bear Lake Fire Protection District. These resolutions reflect the Commission's determinations and approval for the agencies as required by law for each agency.

SM/MT

Attachments:

1. [Email from Mr. Jim Miller, City of Big Bear Lake Community Development Director, including the sections of the staff report needing clarification](#)
2. [Resolution No. 3142 for LAFCO 3112](#)
3. [Resolution No. 3143 for LAFCO 3150](#)
4. [Resolution No. 3144 for LAFCO 3129](#)
5. [Resolution No. 3145 for LAFCO 3124](#)
6. [Resolution No. 3146 for LAFCO 3109](#)
7. [Resolution No. 3147 for LAFCO 3130](#)