

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

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DATE: NOVEMBER 10, 2003

FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer



TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: Agenda Item #4 — LAFCO 2900: Service Review and Sphere Of Influence Expansion for the West Valley Mosquito and Vector Control District

INITIATED BY:

San Bernardino Local Agency Formation Commission and the Board of Trustees for the West Valley Mosquito and Vector Control District

RECOMMENDATION:

1. Determine that LAFCO 2900 is statutorily exempt from environmental review, and direct the Clerk to file a Notice of Exemption within five days;
2. Make the findings related to a service review required by Government Code Section 56430 and the factors of consideration required by Government Code Section 56425;
3. Approve LAFCO 2900 sphere of influence expansion for the West Valley Mosquito and Vector Control District as submitted by the District and determine that the balance of the District's sphere of influence will be affirmed as presently configured;
4. Adopt LAFCO Resolution #2792 setting forth the Commission's findings and determinations on this issue.

BACKGROUND INFORMATION:

This proposal was originally initiated by the Local Agency Formation Commission in January 2002 in response to state mandates requiring service

reviews and sphere of influence updates for all cities and special districts on a rotating five-year schedule. However, following Commission initiation of the sphere of influence update and service review, the West Valley Mosquito and Vector Control District (WVMVCD) determined that a sphere of influence amendment was necessary to allow for the recognition of the District's actual service boundaries and requested a deferral of their consideration.

Over the next several months, the District worked with the Cities of Montclair, Ontario, Rancho Cucamonga, and Upland and the County Vector Control Program regarding concerns and issues in reference to an expansion of their sphere. Attachment #1 to this report is a map which identifies the boundaries and sphere of influence expansion request for WVMVCD and its relationship to the underlying City boundaries.

At the Commission's hearing in March 2003, representatives of the County's Vector Control Division came forward with their concern and opposition to the inclusion of the City of Upland within the sphere of influence of the WVMVCD. At that hearing, the Commission requested that the staff return with information not only addressing the WVMVCD, but also the provision of vector control services County-wide and verification of whether or not the County operation was a "district" as recognized by statute and LAFCO.

OUTLINE OF MOSQUITO/VECTOR CONTROL SERVICES:

Attachment #2 to this report is a general outline of what a Mosquito and Vector Control District is and the services it can perform under its principal act. Mosquito and vector control services are provided within the County by one of two methods:

1. The County Public Health Department, Environmental Health Services Division, operates the County Vector Control Program to "provide the same services and exercise the powers of a Vector Control District" to those areas not currently served by the West Valley Mosquito and Vector Control District. This operation is not a "district" as recognized by LAFCO or the statutes of the principal act governing a Mosquito and Vector Control District. It is a service offered through the County operating under the provisions of the Mosquito and Vector Control District principal act.
2. West Valley Mosquito and Vector Control District provides their services to residents in a 123 square mile area which includes the cities of Chino, Chino Hills, the southern parts of Montclair and Ontario. In addition, the District provides its service through a contractual relationship for the

balance of the cities of Montclair and Ontario, and the area of the City of Rancho Cucamonga and to other public entities requesting supplemental service.

Mosquito and Vector Control District Law was updated and amended in the 2002 session of the Legislature. SB 1588 rewrote this principal act which defines a "vector" to mean "any animal capable of transmitting the causative agent of human disease or capable of producing human discomfort or injury, including, but not limited to, mosquitoes, flies, mites, ticks, other arthropods, and rodents and other vertebrates." Each of the service providers identified above provides a full range of vector control services to their respective residents, depending on the funding resources.

The County Vector Control program is funded through benefit assessments on the developed parcels within the unincorporated area and the contracting cities of Colton, Fontana, Grand Terrace, Highland, Loma Linda, Needles, Redlands, Rialto, San Bernardino, Upland, and Yucaipa as originally outlined in County Ordinance 3549, amended by County Ordinance No. 3672. Ordinance No. 3672 also specifies that the area of the City of Ontario, not a part of WVMVCD, was to be included within the area served through a contracted level of service, not a benefit assessment. The benefit assessment rates for the Cities as identified as the "valley floor cities" exclude the areas within the West Valley Vector Control District. The rates within the County are:

TYPE OF PROPERTY	RATE
CITIES (includes valley floor cities of Colton, Fontana, Grand Terrace, Highland, Loma Linda, Redlands, Rialto, San Bernardino, Upland, and Yucaipa):	
Vacant – Assessable parcels	\$1.00
Residential	
Single Family Dwelling	\$5.32
5-14 units	\$5.32
15-80 units	\$7.64
81 units and over	\$9.96
Commercial – assessable parcels	\$9.96
Industrial – assessable parcels	\$9.96
REGIONAL ASSESSMENTS – VALLEY REGION (unincorporated area)	

Vacant – Assessable parcels	\$1.00
Residential	
Single Family Dwelling	\$5.32
5-14 units	\$5.32
15-80 units	\$7.64
81 units and over	\$9.96
Commercial – assessable parcels	\$9.96
Industrial – assessable parcels	\$9.96
REGIONAL ASSESSMENTS – MOUNTAIN REGION (excludes the City of Big Bear Lake)	
Assessable parcels	\$2.00
DESERT REGION (Unincorporated area excludes the Cities of Adelanto, Apple Valley, Barstow, Hesperia, Twentynine Palms, Victorville, and Yucca Valley)	
Assessable parcels	\$2.00
COLORADO RIVER REGION (excluding the City of Needles)	
Vacant – Assessable parcels	\$1.00
Residential	
Single Family Dwelling	\$8.32
5-14 units	\$8.32
15-80 units	\$10.64
81 units and over	\$12.96
Commercial – assessable parcels	\$12.96
Industrial – assessable parcels	\$12.96

In essence, the entire County, except the area of WVMVCD in the southernmost tip of the County, is capable of being served through the County's Vector Control Program through the Division of Environmental Health Services. The County Vector Control Program offers its services to other public agencies and entities through individual contracts.

WVMVCD was formed in 1983 (LAFCO 2223) by a vote of the registered voters within the boundaries of the proposed district. This territory included the City of Chino and its sphere of influence, a portion of the Cities of Montclair and Ontario and their sphere of influence, and the unincorporated areas of Chino

Hills and the Chino-Ontario Agricultural Preserve. The five-member Board of Trustees appointed to govern this agency was selected by the three cities and the County for the unincorporated areas. The corporate boundaries of this agency have remained unchanged since the time of its formation.

The services offered by the agency were expanded in 1985 and are now identified as including, but not limited to, monitoring and control of mosquito and fly populations, removal of Africanized honey bees and stinging wasps, trapping and removal of animals that are poisonous and may harbor disease, and public outreach activities to raise public awareness of the association of vectors and vector-borne diseases. The District funds its services to the residents within its boundaries through a benefit assessment implemented at the time the District was formed.

In 1989 the District entered into a contract with the City of Rancho Cucamonga to provide its services within the boundaries of the City. The City agreed to pay the District, from its general source of revenue, a lump sum per year for that service. Thereafter, in 2000 the City of Ontario opted out of its contractual relationship with the County Vector Control program and contracted with the District for their service to the balance of that City, and agreed to fund this level of service from its general fund. In 2003, the City of Montclair entered into a contract with the District to serve the balance of its corporate area as well and to fund the service provision from general fund revenues.

In reference to the factors and findings required for a service review, the District has submitted a comprehensive response, which is summarized as follows:

1. The WVMVCD is proposing a sphere of influence amendment to include the areas in which it provides its services currently through a contractual relationship. This area includes the balance of the City of Montclair and its sphere, that portion of the City of Ontario that is not currently a part of the District, and the area of the City of Rancho Cucamonga and its unincorporated sphere of influence. Approval of the sphere of influence expansion will acknowledge the contractual relationships for this service, in existence for a number of years, and allow for contract updates, etc.
2. When the District was formed in 1983, it became one of fifty-two such special districts within the State to perform this specialized function. Cities typically do not have this specialized service available from within their existing staff and, if such service is desired, turn to a district or

county for provision. The funding of the district within its boundaries is provided by an assessment levied on each parcel of property within two zones. Zone A rates are set at \$10.25 for single family residence and \$17 for commercial and industrial properties. This area is defined as being bounded by Mission Blvd. on the north, Palmetto Avenue on the east, Phillips Blvd on the south, and the county line on the west. Zone B rates are set at \$18 for single family residence and \$30 for commercial and industrial parcels. Zone B includes the balance of the District's territory. The contracting entities fund their services by a negotiated payment for a specified level of service, which is typically a lump sum from their general resources.

The information outlined above provides a general description of the regional vector control services within San Bernardino County. This service has been accommodated through either the County-sponsored Vector Control Program or within its jurisdiction, the WVMVCD.

FACTORS OF CONSIDERATION:

Attachment #3 to this report includes a copy of the District's application and its response to the factors required by Government Code Section 56430 for the conduct of service reviews for Commission review. The factors of consideration and the required service review findings are included within the draft LAFCO Resolution No. 2792 which is attached for Commission review. Pursuant to the requirements of Government Code Section 56425, every sphere of influence review is required to consider four factors of consideration. These are also included in LAFCO Resolution No. 2792 and summarized as follows:

1. The present and planned land uses in the area, including agricultural and open-space lands:

The area included within the existing sphere of influence and the proposed expansion includes vast areas of urban, suburban and rural land uses. The area currently included within the boundaries of the District and the proposed expansion includes a rapidly urbanizing area of the County. This transition from an agricultural-based area to an urbanized one increases the threat of existing and new vector-borne diseases and of nuisance vectors. The services provided by the WVMVCD are not development related; therefore, they have no direct impact on the present or planned land uses; the land uses have a direct impact the service needs of the District.

2. The present and probable need for public facilities and services in the area:

Within the proposed sphere of influence expansion, only limited vector control services are provided through agreement between the respective city governments and the WVMVCD. As these areas develop, transitioning from their agricultural past to urbanization, the threat of existing and new vector-borne diseases increases. An enhanced mosquito and vector control program is needed to protect the health and safety of the current and future residents of the area.

3. The present capacity of public facilities and adequacy of public services that the agency to be expanded provides or is authorized to provide:

Within its boundaries, the WVMVCD provides high levels of mosquito and vector control services to its constituents. With sphere of influence expansion, planning can commence for the expansion of facilities to provide this level of service to a broader area.

4. The existence of any social or economic communities of interest in the area.

The sphere of influence expansion would include the balance of the City of Montclair and its sphere of influence, and the balance of the City of Ontario within the planning jurisdiction of the District and provide for a comprehensive planning unit. The inclusion of the City of Rancho Cucamonga and its sphere of influence will allow for the District to plan for the community of Rancho Cucamonga as currently identified by the Commission and provide the City with representation on the Board of Trustees.

Support for the sphere of influence expansion has been received from the cities of Montclair, Ontario and Rancho Cucamonga (copies included as Attachment #4). The County Vector Control Program has indicated that it has no concern with the sphere of influence expansion into areas not a part of its program.

CONCLUSION:

Based on the information outlined above and the response from the WVMVCD, staff recommends that the Commission expand the sphere of influence for the District to include the areas of the City of Rancho Cucamonga and its sphere of influence, the balance of the City of Montclair and its sphere of influence, and the balance of the City of Ontario. This sphere expansion will recognize the

current contractual relationships of the District and allow for future planning to take place for service delivery. The District has initiated a proposal for annexation. LAFCO 2947 represents an annexation request submitted by the District for the majority of the territory identified in this sphere consideration. No date for Commission review of this application has been identified at this time.

Staff also wishes to commend the West Valley Mosquito and Vector Control District for its diligent work to provide the information necessary for a full service review and sphere study for this area.

Attachments:

1. Maps of the District's proposed Sphere of Influence Expansion for the West Valley Mosquito and Vector Control District
2. Outline of a Mosquito and Vector Control District
3. Application, District Profile Sheet, and Survey Response from the West Valley Mosquito and Vector Control District
4. Responses from the Cities of Montclair, Ontario and Rancho Cucamonga
5. Response from Tom Dodson and Associates
6. Draft Resolution #2792

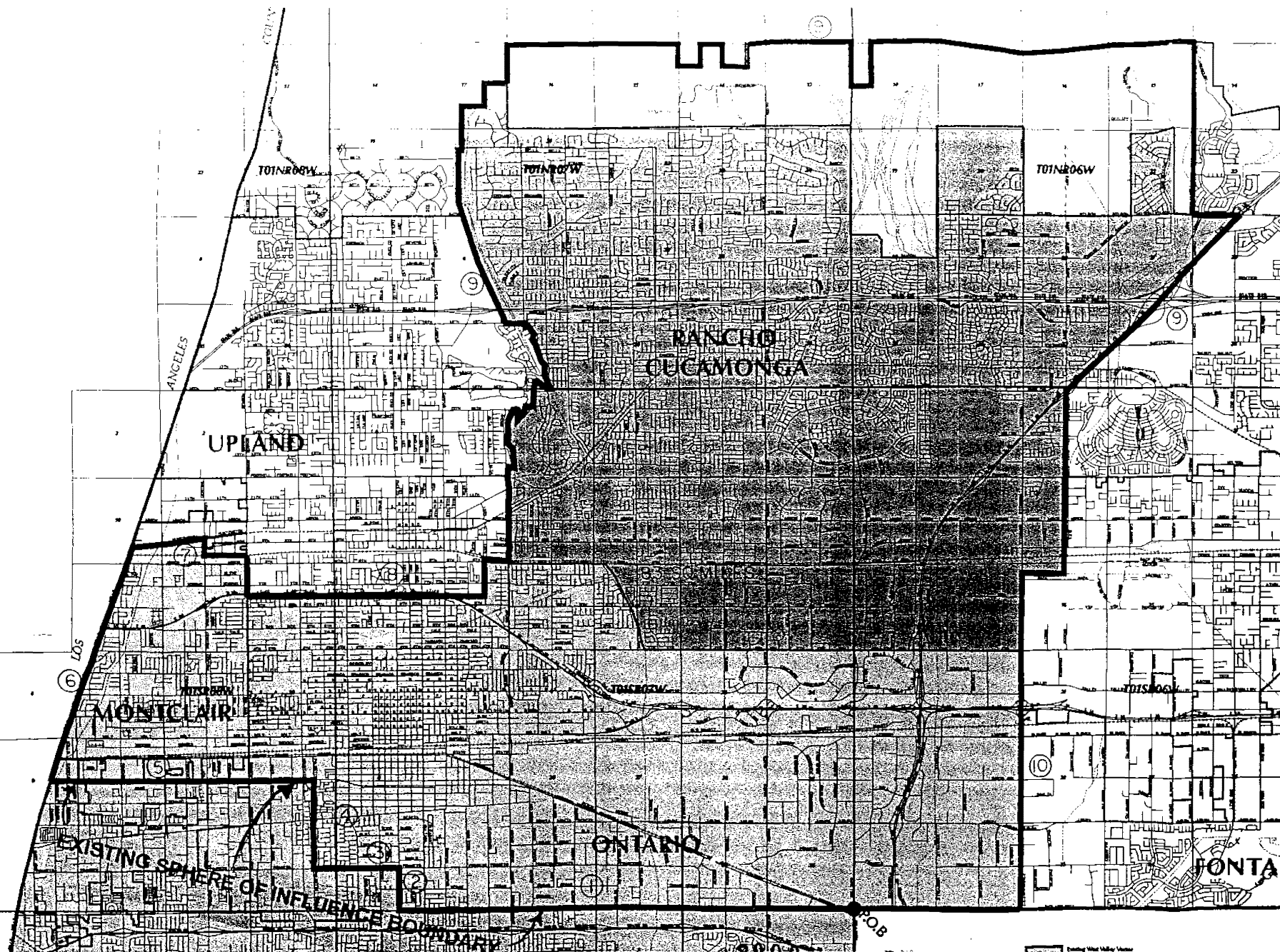
**Maps of the District's Proposed
Sphere of Influence Expansion
for the West Valley Mosquito
and Vector Control District**

Attachment 1



District Boundary

 District Sphere
of Influence



LAFC NO 2900

PROPOSED SPHERE OF INFLUENCE ANNEXATION TO THE WEST VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT

- Existing West Valley Mosquito Control District Boundary
- City of Rancho Cucamonga
- City of Montclair
- Portion of City of Ontario Within Sphere of Influence
- Portion of City of Fontana Within Sphere of Influence
- City Limits
- Proposed Sphere of Influence Boundary



Outline of a Mosquito and Vector Control District

Attachment 2

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**MOSQUITO ABATEMENT AND VECTOR CONTROL
DISTRICT**

(Health and Safety Code Sections 2000 through 2093)

**WHAT IS A MOSQUITO ABATEMENT AND VECTOR
CONTROL DISTRICT?**

The California Legislature first enacted provisions related to the control of mosquitoes through the creation of Mosquito Abatement Districts in 1915. These statutory provisions were amended in 1972 to more broadly define the types of nuisances and pests which the District was authorized to abate and to provide a new name for the districts of "Mosquito Abatement and/or Vector Control Districts." During the 2002 Legislative Session, SB 1588 was sponsored by the Committee on Local Government as a comprehensive review and update of the law governing these districts. This refinement in the District's principal act became effective January 1, 2003.

**WHO GOVERNS A MOSQUITO ABATEMENT AND VECTOR
CONTROL DISTRICT?**

The governing body, which is established by law to administer the operation of a Mosquito Abatement and Vector Control District, is a board of trustees which has a minimum of five members. There is no legislatively defined maximum number to the members of the board of trustees. The term of office is for two years unless the appointing authority determines to establish the term as four years. The members of the board of trustees must be a registered voter within their respective appointing authority. The members are appointed based upon the following criteria:

- If the district is located wholly within one county and includes only unincorporated territory, the five members shall be appointed by the board of supervisors of that county.

- If the district is located wholly within one county and includes incorporated and unincorporated territory, one member of the board is appointed at large by the county board of supervisors; and one member is appointed from each city or portion thereof which is situated within the district. If this formula results in a number less than five members, the board of supervisors shall appoint the additional members necessary, at large, to fill the board. Each member so appointed must be a registered voter and resident within the area of the appointing authority.
- If the district is situated in two or more counties and is comprised wholly of unincorporated territory, one member shall be appointed from each county, or portion of a county, situated in the district by the respective board of supervisors. If this results in a number less than the necessary five members, the board of supervisors with the greatest portion of the district shall appoint the additional members necessary to the board.
- If the district is situated in two or more counties and consists of both incorporated and unincorporated territory, one member is appointed from each of the counties from the portion of the district within their respective county, and one member is appointed from each city, a portion of which is situated in the district.

WHAT KINDS OF SERVICES CAN A MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICT PROVIDE?

A Mosquito Abatement and Vector Control District can provide one, or any combination, of the following services:

- Conduct surveillance programs and other appropriate studies of vectors and vector-borne diseases;
- Take any and all necessary or proper actions to prevent the occurrence of vectors and vector-borne diseases; and,
- Take any and all necessary or proper action to abate or control vectors and vector-borne diseases.

HOW CAN YOU BE ANNEXED INTO (INCLUDED IN) AN EXISTING MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICT?

Once formed, the boundaries of the Mosquito Abatement and Vector Control District can be expanded through annexation of territory which is defined in Section 2007 of the Health and Safety Code, subsection (a) "Except as provided in this section, territory, whether incorporated or unincorporated, whether contiguous or noncontiguous, may be annexed to the district. Territory that is already within a mosquito abatement and vector control district formed pursuant to this chapter may not be included within another mosquito abatement and vector control district."

Proceedings for the annexation process are handled under the provisions of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Section 56000 et seq.) which is administered by the Local Agency Formation Commission.

**Application, District Profile Sheet,
and Survey Response from the
West Valley Mosquito and
Vector Control District**

Attachment 3

Justification for Proposal and Preliminary Environmental Description Form

INTRODUCTION: The questions on this form and its supplements are designed to obtain enough data about the proposed project site to allow the Commission, its staff and others to adequately assess the project. By taking the time to fully respond to the questions on the forms, you can reduce the processing time for your project. You may also include any additional information which you believe is pertinent. Use additional sheets where necessary, or attach any relevant documents.

GENERAL INFORMATION

1. NAME OF PROPOSAL: West Valley Mosquito and Vector Control District Sphere Expansion and Annexation in the West end of San Bernardino County.
2. NAME OF APPLICANT: West Valley Mosquito and Vector Control District
MAILING ADDRESS:
13355 Elliot Avenue, Chino, CA 91710
PHONE: (909) 627-0931
FAX: (909) 627-0553
E-MAIL ADDRESS: wvmvcd@wvmvcd.org
3. GENERAL LOCATION OF PROPOSAL: In the sphere expansion application, it includes the west end of San Bernardino County, including the balance of the City of Montclair and its sphere, generally north of Mission Blvd., the balance of the City of Ontario, generally north of Philadelphia Street, and the City of Rancho Cucamonga and its sphere. For the annexation application, it includes the west end of San Bernardino County, including the balance of the City of Montclair, generally north of Mission Blvd., the balance of the City of Ontario, generally north of Philadelphia Street, and the City of Rancho Cucamonga.
4. Does the application possess 100% written consent of each landowner in the subject territory?
YES ___ NO √ If YES, provide written authorization for change.
5. Indicate the reasons that the proposed action has been requested. To consolidate the mosquito and vector control services into one District in order to provide enhanced levels of service and to better protect the health and safety of the public in the west end of San Bernardino County.
6. Would the proposal create a totally or substantially surrounded island of unincorporated territory?
YES ___ NO √ If YES, please provide a written justification for the proposed boundary configuration.

LAND USE AND DEVELOPMENT POTENTIAL

1. Total land area (defined in acres):
The annexation area comprises approximately 47,000 acres.
2. Current dwelling units in area:
There are approximately 78,651 dwelling units in the annexation area.
3. Approximate current population in area:
The annexation area has a population of approximately 222,000 people.
4. Indicate the General Plan designation(s) of the affected city (if any) and uses permitted by this designation(s):
Included in the General Plan designations of the cities are a mixture of residential, commercial, industrial, institutional, agricultural and open space uses. No change of the current designation of use is anticipated as a result of annexation in these cities.

San Bernardino County General Plan designation(s) and uses permitted by this designation(s):
The annexation will not impact the current County General Plan use designations.

5. Describe any special land use concerns expressed in the above plans.
Not applicable. No land use change as a result of these applications.
6. Indicate the existing land use.
The current land use includes a mixture of residential, commercial, industrial, institutional, agricultural and opens spaces.

What is the proposed land use?

There will be no change in land use in the annexed areas.

7. For a city annexation, State law requires pre-zoning of the territory proposed for annexation. Provide a response to the following:
Not Applicable.

a. Has pre-zoning been completed? YES ___ NO √

b. If the response to "a" is NO, is the area in the process of pre-zoning? YES ___ NO √

Identify below the pre-zoning classification, title, and densities permitted. If the pre-zoning process is underway, identify the timing for completion of the process.

8. On the following list, indicate if any portion of the territory contains the following by placing a checkmark next to the item:
- ☐ Agricultural Land Uses ☐ Agricultural Preserve Designation
☐ Williamson Act Contract ☐ Area where Special Permits are Required
☒ Any other unusual features of the area or permits required:
Not Applicable
9. If a Williamson Act Contract(s) exists within the area proposed for annexation to a City, please provide a copy of the original contract, the notice of non-renewal (if appropriate) and any protest to the contract filed with the County by the City. Please provide an outline of the City's anticipated actions with regard to this contract.
Not Applicable. No Williamson Act Contract
10. Will the proposal require public services from any agency or district which is currently operating at or near capacity (including sewer, water, police, fire, or schools)? YES ___ NO ✓ If YES, please explain.

ENVIRONMENTAL INFORMATION

1. Provide general description of topography. The northern boundary of the proposed sphere expansion and annexation area is the San Bernardino National Forest. It slopes gradually southward toward the existing District boundary. The remaining area is generally flat. Several creeks/channels, generally running in a north to south direction, exist in this area : Etiwanda Creek, Day Creek Channel, Deer Creek, Cucamonga Canyon Channel/Creek, Cucamonga Channel and Demens Creek Channel.
2. Describe any existing improvements on the site as % of total area.
- | | | | |
|-------------|--------------|--------------|--------------|
| Residential | <u>85 %</u> | Agricultural | <u>0.1 %</u> |
| Commercial | <u>4 %</u> | Vacant | <u>7 %</u> |
| Industrial | <u>0.5 %</u> | Other | <u>3.4 %</u> |

(FOR LAFCO USE ONLY)

3. Describe the surrounding land uses:

NORTH The land use varies, including residential, commercial, industrial, institutional, agricultural and open spaces.
EAST The land use varies, including residential, commercial, industrial, institutional, agricultural and open spaces.
SOUTH The land use varies, including residential, commercial, industrial, institutional, agricultural and open spaces.
WEST The land use varies, including residential, commercial, industrial, institutional, agricultural and open spaces.

4. Describe site alterations that will be produced by improvement projects associated with this proposed action (installation of water facilities, sewer facilities, grading, flow channelization, etc.).
The proposed annexation will not result in additional development or alternation of the area.
5. Will service extensions accomplished by this proposal induce growth on this site? YES ____
NO ☒ Adjacent sites? YES ____ NO ☒ Unincorporated ____ Incorporated ____
6. Is this project a part of a larger project or series of projects? YES ____ NO ☒ If YES, please explain.

NOTICES

Please provide the names and addresses of persons who are to be furnished mailed notice of the hearing(s) and receive copies of the agenda and staff report.

NAME Josh Morris, Shilts Consultants, Inc. TELEPHONE NO. 707-426-5016

ADDRESS:

2300 Boynton Ave., Suite 201, Fairfield, CA 9453

NAME _____ TELEPHONE NO. _____

ADDRESS:

NAME _____ TELEPHONE NO. _____

ADDRESS:

(FOR LAFCO USE ONLY)

CERTIFICATION

I hereby certify that the statements furnished above and in the attached supplements and exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented herein are true and correct to the best of my knowledge and belief. I understand that if this proposal is approved, the Commission will impose a condition requiring the applicant to indemnify, hold harmless and reimburse the Commission for all legal actions that might be initiated as a result of that approval.

DATE July 31, 2003

Min-Lee Cheng
SIGNATURE OF APPLICANT

Min-Lee Cheng, Ph.D.
PRINTED NAME OF APPLICANT

District Manager
TITLE

PLEASE CHECK SUPPLEMENTAL FORMS ATTACHED:

- ☒ ANNEXATION, DETACHMENT, REORGANIZATION SUPPLEMEN
- ☒ SPHERE OF INFLUENCE CHANGE SUPPLEMENT
- ☐ CITY INCORPORATION SUPPLEMENT
- ☐ FORMATION OF A SPECIAL DISTRICT SUPPLEMENT
- ☐ ACTIVATION OF LATENT POWERS SUPPLEMENT

APPLICATION TO BE SUBMITTED TO:

LOCAL AGENCY FORMATION COMMISSION
175 WEST FIFTH STREET, SECOND FLOOR
SAN BERNARDINO, CA 92415-0490
PHONE: (909)387-5866 □ FAX: (909) 387-5871
E-mail address: lafco@lafco.co.san-bernardino.ca.us

SUPPLEMENT SPHERE OF INFLUENCE CHANGE

INTRODUCTION: The questions on this form are designed to obtain data about the specific sphere of influence change proposal to allow the Commission, staff and others to adequately assess the project. You may also include any additional information that you believe is pertinent. Use additional sheets where necessary, and/or include any relevant documents.

1. Please provide an identification of the agencies involved in the proposed sphere of influence change:

SPHERE EXPANSION

West Valley Mosquito and
Vector Control District

SPHERE REDUCTION

2. Provide a narrative description of the following factors of consideration as outlined in Government Code Section 56425. (If additional room for response is necessary, please attach additional sheets to this form.)

The present and planned land uses in the area, including agricultural and open-space lands.

There will be no planned land use change in the proposed sphere expansion area.

The present and probable need for public facilities and services in the area.

Currently, in the proposed sphere expansion area, only limited vector control services via contractual agreement between the city governments and the West Valley Mosquito and Vector Control District are available to the public. With the rapid urbanization and continuous increase in human population, and the threat of existing and new vector-borne diseases and of nuisance vectors, an enhanced mosquito and vector control program is needed to protect the health and safety of the residents in this area.

The present capacity of public facilities and adequacy of public services that the agency to be expanded provides or is authorized to provide.

The District provides high levels of mosquito and vector control services to the public within the existing District boundaries. Following sphere amendment and sphere expansion, additional staff will be recruited and equipment acquired to provide similar

levels of service to the sphere expansion area.

The existence of any social or economic communities of interest in the area.

The sphere expansion area includes the balance of Montclair and Ontario, and Rancho Cucamonga, all of which are known social and economic communities of interest.

3. If the proposal includes a city sphere of influence change, provide a written statement of whether or not agreement on the sphere change between the city and county was achieved. In addition, provide a written statement of the elements of agreement (such as, development standards, boundaries, zoning agreements, etc.) (See Government Code Section 56425)

There will be no city sphere of influence change associated with the sphere expansion.

4. For any sphere of influence update, either initiated by an agency or individual or mandated by Government Code Section 56430, the following service review information is required to be addressed in a narrative discussion, and attached to this supplemental form:

- a. Infrastructure needs or deficiencies within the area
Currently, in the proposed sphere expansion area, only limited vector control services via contractual agreements between the city governments and the West Valley Mosquito and Vector Control District are available to the public. Following successful sphere expansion, the District will recruit more staff and acquire additional equipment in order to provide comprehensive services to the sphere expansion area similar to those provided in the existing District.
- b. Growth and population projections for the area
Growth and population projections are not relevant to the Sphere or Sphere expansion process. The services provided by the District will benefit the existing population and any future population in the affected area.
- c. Financing constraints and opportunities by entity affected
The District's ability to provide adequate levels of service, similar to that provided in the existing District, is dependent upon sufficient revenues. These revenues will be generated by a Benefit Assessment measure, ensuring adequate funding for the provision of such services.
- d. Cost avoidance opportunities
The District is extremely efficient, providing cost effective services within its current boundaries. Sphere expansion and sphere expansion create some

opportunities for further cost avoidance, through a more consolidated provision of services. Through providing services over a larger area, the District will be able to better control vectors and their breeding sources with greater efficiency.

e. Opportunities for rate restructuring

The District's current assessment is predicated on the current level of service and the available assessment revenue. If the sphere expansion occurs and there is sufficient economy of scale for the District to provide services at a lower per capita cost than at present, the potential exists to lower the current and proposed assessments.

f. Opportunities for shared facilities

There are no opportunities for shared facilities. The District occupies an office and maintenance yard complex at 13355 Elliot Ave in Chino, which will be sufficient for providing additional services to any annexed territory, however is not suited for sharing with another tenant.

g. Government structure options, including advantages and disadvantages of consolidation or reorganization of service providers

The Cities of Montclair, Ontario and Rancho Cucamonga have all indicated their desire to have the District provide the Mosquito and Vector control services for their residents. Currently, in the proposed sphere expansion area, the District has been providing only limited vector control services to the public via contractual agreements with the city governments. Consolidation of the balances of the Cities of Montclair and Ontario and the City of Rancho Cucamonga into the District boundary will provide sufficient economy of scale to enable the District to provide comprehensive mosquito and vector control services to the residents in these areas more efficiently and cost-effective.

h. Evaluation of management efficiencies

Currently, the District is staffed by two and a half administrative personnel (including the District Manager/Entomologist, an Office Administrator and a part-time Office Assistant), an Assistant Vector Ecologist/Information Specialist, a Field Supervisor and nine Vector Control Technicians/Assistants. The emphasis of the District is to respond to service requests from the public in a timely manner (within 24 hours), carryout routine inspection and elimination or treatment of vector breeding sources, conduct vector population and vector-borne disease surveillance activities, and educate the public about vectors, and their medical importance and prevention. The function of the office staff, including the District Manager, is to handle the District's administrative and financial duties, conduct on-going training on vectors, vector-borne diseases and the latest technology relevant to vector biology and control, and vector-borne disease detection and prevention, provide supportive function for the field staff, provide specimen identification service to the public and strengthen inter-governmental relations.

i. Local accountability and governance

Governing power of the District is vested in a five-member Board of Trustees. One member each is appointed by the City Councils of Chino, Chino Hills, Montclair, and Ontario with the remaining board member being appointed by the San Bernardino County Board of Supervisors. Following sphere expansion, a sixth Board Trustee will be appointed by the City of Rancho Cucamonga. This new Board member will be influential in deciding the level of service and service priorities for the City. The budget, benefit assessment rates, level of service and long term plan of the District are reviewed and approved by the Board before execution. The budget and proposed services will also be reviewed with the public in an annual public meeting. Moreover, it should be noted that if future mosquito and vector control services in the City are funded by a benefit assessment, a legal requirement of such funding is that all funds raised in the City must be expended on services for the City. As a result, there will be several layers of accountability and oversight to ensure that services are provided to the City in the most cost effective and responsive manner.

The narrative description shall be signed and certified by an official of the agency(s) involved with the sphere of influence review as to the accuracy of the information provided.

(Please note that the State of California Office of Planning and Research is required to prepare guidelines for these "service reviews" by July 1, 2001.)

(FOR LAFCO USE ONLY)

CERTIFICATION

I hereby certify that the statements furnished above present the data and information required to the best of my ability, and that the facts, statements, and information presented herein are true and correct to the best of my knowledge and belief.

DATE July 31, 2003

Mirba Cheng

SIGNATURE OF APPLICANT

**WEST VALLEY MOSQUITO AND VECTOR
CONTROL DISTRICT
DISTRICT PROFILE SUMMARY SHEET**

CONTACT PERSON: Dr. Min-Lee Cheng, General Manager

ADDRESS: 13355 Elliot Avenue
Chino, CA 91710
Phone: (909) 627-0931
Fax: (909) 627-0553

E-MAIL ADDRESS: wvmvcd@wvmvcd.org

DATE OF FORMATION: December 14, 1983 (LAFCO 2223)

PRINCIPAL ACT: Mosquito Abatement and Vector Control District Law (Health and Safety Code Sections 2000 through 2093)

IMPROVEMENT DISTRICTS: Two Zones for benefit assessments – Zone A and Zone B

GOVERNING BODY: Five member Board of Trustees, appointed by the Cities of Montclair, Ontario, Chino, Chino Hills, and the County Board of Supervisors

MEMBERSHIP: Listing not provided with information

PUBLIC MEETINGS: 4th Wednesday of each month at 1:30 p.m.

SERVICES PROVIDED:

CURRENTLY AUTHORIZED POWERS (SERVICES):

SERVICE	FUNCTIONS
Mosquito and Vector Control	Conduct surveillance and other appropriate studies of vectors and vector-borne diseases; prevention of the occurrence of vectors and vector-borne diseases; abate or control vectors and vector-borne diseases

LATENT POWERS (SERVICES) Those services authorized by the Agency's principal act, but not activated through the LAFCO process:

SERVICE	FUNCTIONS
None	

AREA SERVED Current District area 78,720 +/- acres; sphere of influence expansion approximately 47,000 acres.

POPULATION Current population of the District estimated at 232,000; estimated population of sphere of influence expansion area 222,000.

REGISTERED VOTERS: Unknown

SERVICES PROVIDED OUTSIDE AGENCY BOUNDARIES:

SERVICE	PROVIDED TO WHOM	DATE OF CONTRACT	SUNSET DATE
Mosquito Abatement and Vector Control	City of Rancho Cucamonga	1989	Until terminated by either party
	City of Ontario	2000	Until terminated by either party
	City of Montclair	2003	Until terminated by either party
	Orange County Water District	Unknown	Until terminated by either party
	Inland Empire Utilities Agency	Unknown	Until terminated by either party

Special Charges for service outside boundaries: Contracts are for specified services and amounts.

SPHERE OF INFLUENCE:

ESTABLISHED:

LAFCO NUMBER	RESOLUTION NO./ DATE ADOPTED	LOCATION
LAFCO 2318	Resolution No.1985/ Adopted April 17, 1985	Coterminous with existing District boundaries

CHANGES:

LAFCO NUMBER	RESOLUTION NO./ DATE ADOPTED	LOCATION
LAFCO 2395	Denied without prejudice - - Resolution No.2066/ Adopted November 19, 1986	Area proposed for expansion included the City of Fontana and its sphere of influence, the City of Rancho Cucamonga and its sphere of influence, City of Upland and its sphere of influence, and the balance of the Cities of Montclair and Ontario

BUDGETARY INFORMATION: Not provided

**Responses from the Cities of
Montclair, Ontario and
Rancho Cucamonga**

Attachment 4



MONTCLAIR

December 18, 2002

RECEIVED

JAN 23 2003

Mr. James Roddy
Local Agency Formation Commission (LAFCO)
175 West Fifth Street, Second Floor
San Bernardino, CA 92415-0490

LAFCO
San Bernardino County

Dear Mr. Roddy:

The southern portion of the City of Montclair has been a member of the West Valley Mosquito and Vector Control District since its formation in 1983. This letter is in support of the West Valley Mosquito and Vector Control District's efforts to expand its sphere of influence and boundaries to include the north portion of the City of Montclair. Currently, bee and rodent complaints are being responded to by the City's Fire Department. These responsibilities, normally covered by vector control, compromise the primary functions of the City's Fire Department.

The introduction and rapid spread of the West Nile Virus in the United States has caused increasing concern for the well being of the residents in our City. This problem is further complicated by the federally mandated Clean Water Act, which requires the installation of Best Management Practices (BMPs) to contain storm water runoff. These BMPs are potential breeding habitats for a number of mosquito species, many of which are known to be capable of transmitting the West Nile Virus.

Increasing tourism and foreign trade exchange also promote the introduction of exotic vectors, as well as the diseases carried by them. The Asian Tiger mosquito, an effective vector of the West Nile Virus as well as the primary vector of Dengue Fever, has been detected in the neighboring city of Chino and adjacent areas of Los Angeles County two years in a row.

In summary, the West Valley Mosquito and Vector Control District can provide preventive services to, and increase quality of life, for the residents in the north portion of the City by reducing sources and habitats for vectors, thereby decreasing the probability of contracting vector-borne diseases, increasing usage of recreational facilities and increasing the value of the properties.

CITY OF MONTCLAIR

5111 Benito Street, P.O. Box 2308, Montclair, CA 91763 (909) 626-8571 FAX (909) 621-1584

Mayor Paul M. Eaton • Mayor Pro Tem J. John Dutrey • Council Members: Leonard Paulitz, Carolyn Raft, Bill Ruh • City Manager Lee C. McDougal

West Valley Mosquito and Vector Control District
December 18, 2002
Page 2

The City Council and I unanimously voted to support the District's sphere of influence expansion and annexation. If you need additional information regarding this issue, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul M. Eaton". The signature is written in a cursive style with a long horizontal line extending from the end.

Paul M. Eaton, Mayor
CITY OF MONTCLAIR

PME:DLT:nrj

c: Min-Lee Cheng, District Manager, West Valley Mosquito and Vector Control District
Glenn Duncan, Board Member, West Valley Mosquito and Vector Control District
Lee C. McDougal, City Manager, City of Montclair

CITY OF



ONTARIO

PUBLIC WORKS AGENCY

ONTARIO MUNICIPAL SERVICES CENTER

GARY C. OVITT
MAYOR

PAUL S. LEON
MAYOR PRO TEM

ALAN D. WAPNER
GERALD A. DuBOIS
DEBORAH S. ACKER
COUNCIL MEMBERS

July 3, 2003

GREGORY C. DEVEREAUX
CITY MANAGER

KENNETH L. JESKE
PUBLIC WORKS/COMMUNITY
SERVICES DIRECTOR

MARY WIRTES, MMC
CITY CLERK

JAMES R. MILHISER
TREASURER

RECEIVED
JUL 08 2003

Ms. Kathleen Rollings-McDonald
Acting Executive Officer
Local Agency Formation Commission
175 W 5th St
Second Floor
San Bernardino, CA 92415-0490

LAFCO
San Bernardino County

**RE: SUPPORT WEST VALLEY MOSQUITO AND VECTOR CONTROL
DISTRICT SPHERE OF INFLUENCE APPLICATION**

Dear Ms. Rollings-McDonald:

On June 17, 2003, the Ontario City Council adopted a position supporting the West Valley Mosquito and Vector Control District sphere of influence application.

The City currently contracts with the West Valley Mosquito and Vector Control District (District). However, recent State law (AB2838) requires that the District obtain review and approval of the Local Agency Formation Commission (LAFCO) for the expansion of the District's sphere of influence in order to allow this contract to continue.

Attached are copies of the Agenda Report (Exhibit 1) and the approved minutes for the City Council meeting of June 17, 2003 (Exhibit 2 – see Item #8).

If you should require any additional information, please feel free to contact me at (909) 395-2653.

Sincerely,

Michael Sigsbee
Administrative Officer

cc: Mr. Min-Lee Cheng, District Manager
West Valley Mosquito and Vector Control District

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7/3/2003 1:17 PM

CITY OF ONTARIO

Agenda Report

June 17, 2003

SECTION: CONSENT CALENDAR

**SUBJECT: SUPPORT WEST VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT
SPHERE OF INFLUENCE APPLICATION**

RECOMMENDATION: That the City Council adopt a position supporting the West Valley Mosquito and Vector Control District sphere of influence application.

COUNCIL GOALS: Increase Involvement in Inter-Governmental Affairs

FISCAL IMPACT: No fiscal impact. The City currently contracts with the West Valley Mosquito and Vector Control District (District). The expansion of the sphere of influence will allow this contract to continue.

BACKGROUND: Vectors are agents such as mosquitoes and rats, which can transmit disease to the human population. Vector control activities are a necessary element of public health and community services. Area in the City south of Philadelphia Street is currently within the boundaries of this self-governed District. The District provides services and collects a special assessment from the properties within its boundaries. The area of the City north of Philadelphia Street is not currently within the District or it's sphere of influence. The City currently contracts with the District to provide services to the city areas that are outside the District. The District charges the City for these contract services and this results in a General Fund expense.

Recent State law (AB2838) requires that in order for a District or City to provide services outside it's boundary or sphere of influence, the District must first obtain review and approval of the Local Agency Formation Commission (LAFCO). Therefore, the District has made application to LAFCO to expand its sphere on influence to include all of the cities of Ontario and Rancho Cucamonga (which it also serves by contract). Should the District sphere not be expanded, another option for a service provider would need to be pursued. The County of San Bernardino also operates a Vector Control Program in other areas. The City has in the past contracted with that program, however in recent years the District

STAFF MEMBER PRESENTING: Ken Jeske, Director of Public Works/Community Services

Prepared by: Ken Jeske

Department: PWA/CSA

Submitted to Council/O.R.A./O.H.A. 06/17/03

Approved: 06/17/03

Continued to:

City Manager
Approval:



Denied:

8

contract has been more cost effective. Should the District sphere be expanded, the City will be able to continue to compare costs and services from both the County and District and select the program, which best meets City needs. Therefore, staff recommends supporting the application to place the entire City in the sphere of influence of the District.

In the future, the District may endeavor to annex the sphere of influence. That would require a majority vote by mailed ballot of property owners since annexation would result in the District placing an assessment on parcels to fund vector control activities. In many areas, the County also places an assessment to fund its vector control services. The City is not one of those areas. A vote would also be required should the County determine to place a special assessment. Annexation to either program and the collection of an assessment would eliminate the need for City General Fund expense for this purpose. However, a position on annexation is not proposed as a part of this recommendation.



OFFICE OF THE MAYOR

RANCHO
CUCAMONGA

July 29, 2003

RECEIVED

JUL 31 2003

Ms. Kathleen Rollings-McDonald
Acting Executive Officer
Local Agency Formation Commission
175 West Fifth Street, Second Floor
San Bernardino, CA 92415-0490

LAFCO
San Bernardino County

Dear Ms. Rollings-McDonald:

On July 16, 2003 the City Council voted to support the West Valley Mosquito and Vector Control District's (the District) submission of a sphere of influence expansion and annexation proposal to the Local Agency Formation Commission (LAFCO). Enclosed is an excerpt from the minutes of the City Council meeting of the motion supporting the District's application.

Rancho Cucamonga currently contracts with the District to provide vector control services. The City has been pleased with the service provided to date and supports the District's application to expand its sphere to make the City a part of the District.

If you have any questions regarding this matter, please feel free to contact Duane Baker, Assistant to the City Manager at (909) 477-2700, extension 2006.

Sincerely,

WILLIAM J. ALEXANDER
Mayor

Enclosure

Cc: Min-Lee Cheng, District Manager

T H E C I T Y O F
R A N C H O C U C A M O N G A

EXCERPT OF MINUTES

At a regular Rancho Cucamonga City Council meeting held Wednesday, July 16, 2003, the following item was considered by the Council:

**CONSIDERATION OF ANNEXATION PROPOSAL FROM WEST VALLEY
MOSQUITO AND VECTOR CONTROL DISTRICT**

MOTION: Moved by Kurth, seconded by Gutierrez to approve the issuance of a letter of support to LAFCO for the West Valley Vector Control District to submit an annexation proposal, which will allow the District to proceed with a property owner vote for the annexation into the District through an assessment process to fund enhanced vector control services in the City. Motion carried unanimously 4-0-1.

Ayes: Alexander, Gutierrez, Kurth, Williams
Noes: None
Absent: Howdyshell
Abstain: None

Debra J. Adams

Debra J. Adams, CMC, City Clerk
City of Rancho Cucamonga

Mayor William J. Alexander
Councilmember Rex Gutierrez
Councilmember Donald J. Kurth, M.D.



Mayor Pro Tem Diane Williams
Councilmember Robert J. Howdyshell
Jack Lam, AICP, City Manager

**Response from Tom Dodson
and Associates**

Attachment 5

TOM DODSON & ASSOCIATES
2150 N. ARROWHEAD AVENUE
SAN BERNARDINO, CA 92405
TEL (909) 882-3612 • FAX (909) 882-7015
E-MAIL tda@tstonramp.com



November 7, 2003

Ms. Kathleen Rollings-McDonald
Acting Executive Officer
Local Agency Formation Commission
175 West Fifth Street, Second Floor
San Bernardino, CA 92415-0490

Dear Kathy:

LAFCO 2900 consists of a service review and expansion of the Sphere of Influence for the West Valley Mosquito and Vector Control District (District). LAFCO 2947 is the annexation of territory to the District in order to include this acreage within the District's service area. The area is currently provided service by the District under contract. The District Sphere will be expanded by approximately 53,322 acres and the annexation will encompass about 46,634 acres. Under the proposed actions proposed for consideration and approval by the Commission, the whole area will receive comparable vector control services as presently provided by the District. If LAFCOs 2900 and 2947 are approved by the Commission, the tax funds collected for mosquito and vector control services would be expended within the larger service area outlined above.

This project will not alter the physical environment in any manner. Mosquito and vector control services are presently being provided to the project area and after approval of the actions identified above, the same services will be provided to the new service area. Without a potential for causing physical changes in the environment, I recommend that the Commission find that a Statutory Exemption applies to LAFCOs 2900 and 2947 under the Section 15061 (b) (3) which states: "A project is exempt from CEQA if the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA." It is my opinion, and recommendation to the Commission, that this circumstance, no possibility of a significant effect on the environment, applies to LAFCOs 2900 and 2942 as no changes to the physical environment will result from approval of the Sphere expansion and annexation.

Based on a review of LAFCOs 2900 and 2947 and the pertinent sections of CEQA and the State CEQA Guidelines, I conclude that the do not constitute a project under CEQA and adoption of the Statutory Exemption and filing of a Notice of Exemption is the most appropriate determination to comply with the CEQA process for this action. The Commission can approve the identified actions proposed under this action as statutorily exempt from CEQA for the reasons outlined in the State CEQA Guideline sections cited

Draft Resolution No. 2792

Attachment 6

DRAFT

PROPOSAL NO.: LAFCO 2900

HEARING DATE: NOVEMBER 19, 2003

RESOLUTION NO. 2792

A RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO MAKING DETERMINATIONS ON LAFCO 2900, A SERVICE REVIEW AND SPHERE OF INFLUENCE AMENDMENT FOR THE WEST VALLEY MOSQUITO AND VECTOR CONTROL DISTRICT (Expansion includes the area identified as: the balance of the City of Montclair and its sphere of influence, the balance of the City of Ontario, and the City of Rancho Cucamonga and its sphere of influence).

On motion of Commissioner _____, duly seconded by Commissioner _____, and carried, the Local Agency Formation Commission adopts the following resolution:

WHEREAS, a service review mandated by Government Code Section 56430, a sphere of influence update mandated by Government Code Section 56425 and a sphere of influence amendment as outlined in Government Code Section 56428 have been conducted by the Local Agency Formation Commission of the County of San Bernardino (hereinafter referred to as "the Commission") in accordance with the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 et seq.); and,

WHEREAS, at the times and in the form and manner provided by law, the Executive Officer has given notice of the public hearing by this Commission on this matter; and,

WHEREAS, the Executive Officer has reviewed available information and prepared a report including her recommendations thereon, the filings and report and related information having been presented to and considered by this Commission; and,

WHEREAS, the public hearing by this Commission was held upon the date and at the time and place specified in the notice of public hearing and in an order or orders continuing the hearing; and,

WHEREAS, at the hearing, this Commission heard and received all oral and written protests; the Commission considered all objections and evidence which were made, presented, or filed; and all persons present were given an opportunity to hear and be heard in respect to any matter relating to the review, in evidence presented at the hearing; and,

WHEREAS, a statutory exemption has been issued pursuant to the provisions of the California Environmental Quality Act (CEQA) indicating that this service review and sphere of influence amendment and update are statutorily exempt from CEQA and such exemption has

been adopted by this Commission. The Clerk has been directed to file a Notice of Exemption within five working days of adoption of this resolution; and,

WHEREAS, based on presently existing evidence, facts, and circumstances filed with the Local Agency Formation Commission and considered by this Commission, it is determined that the sphere of influence for the West Valley Mosquito and Vector Control District shall be expanded to include the area of the balance of the City of Montclair and its sphere of influence, the balance of the City of Ontario, and the City of Rancho Cucamonga and its sphere of influence, as more specifically described on the maps attached to this resolution; and,

WHEREAS, the following findings are made in conformance with Government Code Section 56430 and local Commission policy:

1. Infrastructure Needs and Deficiencies.

The District provides a full range of vector control services to its residents within the District boundary, as well as residents and property owners in the contract cities and other local government agencies. The services offered by the District include monitoring and control of mosquito and fly populations, removal of Africanized honey bees and stinging wasps, trapping and removal of animals that are poisonous or may harbor disease-causing agents, surveillance and prevention of vector-borne diseases, and public outreach activities to raise the public awareness of the association of vectors and vector-borne disease, and the consequences of urbanization leading to growing proximity of urban/rural boundaries, and increasing contacts between humans and wild animals and the risk of contracting vector-borne disease.

The State of California has recognized the value of vector control through the creation in the Health and Safety Code of a special district charged with performing these services. Most cities do not have the specialized expertise in-house, nor is it cost effective for small/medium-sized cities to perform the service in-house. A benefit assessment on benefited properties allows the District to provide the full range of its services.

2. Growth and Population.

The District provides service to approximately 123 square miles (approximately 208,000 acres) within its current boundaries which includes all or portions of the incorporated and unincorporated areas of the Cities of Chino, Chino Hills, Montclair and Ontario. The sphere of influence amendment is proposed to include an additional 77 square miles for the balance of the City of Montclair and its sphere of influence, the balance of the City of Ontario, and the City of Rancho Cucamonga and its sphere of influence. The population of the area of the existing district is estimated to be 232,000 in the year 2002. This includes the areas of the former Chino-Ontario Agricultural Preserve whose population is currently estimated to increase, through development of the specific plans for the area, to approximately 160,000 over 20 years. The population of the sphere of influence amendment is estimated to be 222,000 at the present time.

3. Financing Opportunities and Constraints.

The primary funding mechanism for the District is a benefit assessment. The District also has contractual agreements with the City of Montclair, City of Ontario, City of

Rancho Cucamonga, Inland Empire Utilities Agency, Chino Institution for Men, Monte Vista Water District and Orange County Water District for limited vector control services. The sphere of influence amendment to expand the District's sphere would allow for the future annexation of these areas which would enable the District to deliver vector control services without the necessity of individual contracts. The services would be seamless as they would be funded through the benefit assessment process. The sphere of influence expansion allows for the development of additional contracts within the area allowable under the provisions of Government Code Section 56133.

4. **Cost Avoidance Opportunities.**

There are no known duplications of service within the District's boundaries. The County Vector Control Program specifically excludes the area of the District from its service delivery. The District maintains mutual aid agreements with other like vector control districts through the Mosquito and Vector Control Association of California to allow for a comprehensive response in the event of a catastrophic outbreak of vector-borne disease, such as the West Nile virus in California.

5. **Rate Restructuring.**

The District's primary funding is derived from a benefit assessment against the properties within its boundaries. The District is divided into two zones for this benefit assessment. Zone A is bounded on the north by Mission Blvd., on the east by Palmetto Avenue, on the south by Phillips Blvd., and on the west by the county line. This Zone has rates set at \$10.25 for a single-family residence and \$17 for commercial and industrial parcels. Zone B is identified as the balance of the territory of the District. This Zone has rates of \$18 for a single-family residence and \$30 for commercial and industrial parcels. These assessment rates are not expected to change in the near future. Annexation of the sphere of influence expansion area would allow for the extension of assessments to these properties following an election required by Prop 218.

6. **Opportunities for Shared Facilities.**

No opportunities for shared facilities were identified.

7. **Government Structure Options.**

The State Legislature through the California Health and Safety Code recognizes the value of vector control by way of the creation of a mosquito and vector control districts. The District currently overlays multiple cities and other local agencies, is a special function district, and is a cost effective and efficient mechanism to deliver vector controls services over a large geographic area.

8. **Management Efficiencies.**

The District currently maintains a small, but efficient field staff (10 employees) and administrative staff (3 employees) to serve the District territory as well as contracted vector control services. Expansion of staff will be considered if additional territories are annexed. District staff works closely with the Board of Trustees in the annual budget process to identify the anticipated operating and capital expenditures, as well as the

forecasted revenue structure for a five-year time period. The District is a member of the Vector Control Joint Power Association whereby liability insurance, auto insurance, and workers' compensation insurance are pooled with other like member vector control district for maximum coverage and security.

9. **Local Accountability and Governance.**

The District is governed by a five-member Board of Trustees appointed by each of the member cities and the County Board of Supervisors. Representation will be expanded for any newly-annexed city to allow for a representative on the Board. The District conforms to the provisions of the Brown Act requiring open meetings. The District board meeting is held at 1:30 p.m. on the fourth Wednesday of each month; and,

WHEREAS, the following findings are made in conformance with Government Code Section 56425 and local Commission policy:

1. The present and planned land uses in the area, including agricultural and open-space lands:

The area included within the existing sphere of influence and the proposed expansion includes vast areas of urban, suburban and rural land uses. The area represents one of the most rapidly urbanizing areas of the County. The transition from an agricultural-based area to an urbanized one increases the threat of existing and new vector-borne diseases and of nuisance vectors. The services provided by the WVMVCD are not development related; therefore, they have no direct impact on the present or planned land uses. However, the land uses have a direct impact on the service needs of the District.

2. The present and probable need for public facilities and services in the area:

Within the proposed sphere of influence expansion, only limited vector control services are provided through agreement between the respective city governments and the WVMVCD. As these areas develop, transitioning from their agricultural past to urbanization, the threat of existing and new vector-borne diseases increases. An enhanced mosquito and vector control program is needed to protect the health and safety of the current and future residents of the area.

3. The present capacity of public facilities and adequacy of public services that the agency to be expanded provides or is authorized to provide:

Within its boundaries, the WVMVCD provides high levels of mosquito and vector control services to its constituents. With the sphere of influence expansion, planning can commence for the expansion of facilities to provide this level of service to a broader area.

4. The existence of any social or economic communities of interest in the area.

The sphere of influence expansion is proposed to include the balance of the City of Montclair and its sphere of influence and the City of Ontario within the planning jurisdiction of the District and provide for a comprehensive planning unit. The inclusion of the City of Rancho Cucamonga and its sphere of influence will allow for the District to plan for the ultimate community of Rancho Cucamonga as currently

identified by the Commission and to ultimately provide the City with representation on the Board of Trustees.

5. **OTHER FINDINGS**

- A. Notice of this hearing has been published as required by law and directed by the Commission in waiving individual notice to include: The Sun, the Chino Champion, the Inland Valley Daily Bulletin, and the Los Angeles Daily News, newspapers of general circulation in the area. In addition, copies of the Notice of Hearing were forwarded to the cities and special districts for posting and distribution to members of their councils or boards. As required by state law, individual notification was provided to affected and interested local agencies, County departments, and those individuals wishing mailed notice.
- B. Comments from landowners and any affected local agency have been reviewed and considered by the Commission in making its determination; and,

WHEREAS, the following functions and services are provided by the District and are as outlined in the Rules and Regulations affecting the functions and services of Special Districts (originally adopted on November 10, 1976); and Exhibit "A" of the Rules and Regulations lists each special district and its services and functions pursuant to the requirements of Section 6 of the Rules and Regulations; and,

WHEREAS, the Local Agency Formation Commission of the County of San Bernardino is required to review and update the Exhibit "A" of the Rules and Regulations of Special Districts to outline the services provided:

SERVICE	FUNCTIONS
Mosquito and Vector Control	Conduct surveillance and other appropriate studies of vectors and vector-borne diseases; prevention of the occurrence of vectors and vector-borne diseases; abate or control vectors and vector-borne diseases

WHEREAS, pursuant to the provisions of Government Code Section 56425(h) the range of services provided by the West Valley Mosquito and Vector Control District are limited to those identified above, and such range of services shall not be changed unless approved by this Commission; and,

WHEREAS, having reviewed and considered the findings as outlined above, the Commission expands the sphere of influence of the West Valley Mosquito and Vector Control District to include the area as outlined on the attached map and legal description, and upholds the balance of the sphere of influence for the West Valley Mosquito and Vector Control District as it currently exists, and is depicted on the maps attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Local Agency Formation Commission of the County of San Bernardino, State of California, that this Commission shall consider the territory described on the attached map as being within the sphere of influence of the West Valley Mosquito and Vector Control District, it being fully understood that establishment of such a sphere of influence is a policy declaration of this Commission based on existing facts

BE IT FURTHER RESOLVED that the Local Agency Formation Commission of the County of San Bernardino, State of California, does hereby determine that the West Valley Mosquito and Vector Control District shall indemnify, defend, and hold harmless the Local Agency Formation Commission of the County of San Bernardino from any legal expense, legal action, or judgment arising out of the Commission's affirmation of this sphere of influence, including any reimbursement of legal fees and costs incurred by the Commission.

ABSENT: COMMISSIONERS:

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

KATHLEEN ROLLINGS-McDONALD
Executive Officer