



SACHI A. HAMAI
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

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"To Enrich Lives Through Effective And Caring Service"

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October 09, 2018

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

11 November 13, 2018

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

CELIA ZAVALA
EXECUTIVE OFFICER

Dear Supervisors:

**JOINT RESOLUTION BETWEEN THE BOARD OF SUPERVISORS OF
THE COUNTY OF LOS ANGELES AND THE CITY COUNCIL OF THE
CITY OF POMONA APPROVING AND ACCEPTING THE NEGOTIATED
EXCHANGE OF PROPERTY TAX REVENUE RESULTING FROM THE
ANNEXATION OF UNINCORPORATED TERRITORY KNOWN AS
ANNEXATION NO. 2015-09 TO THE CITY OF POMONA
(FIRST SUPERVISORIAL DISTRICT)
(3 VOTES)**

SUBJECT

This action is to adopt the Joint Resolution for the negotiated exchange of property tax revenue associated with the annexation of County of Los Angeles unincorporated territory to the City of Pomona (City).

IT IS RECOMMENDED THAT THE BOARD:

1. Find that the proposed Joint Resolution is not subject to the provisions of the California Environmental Quality Act (CEQA), because the action does not meet the definition of a project for the reasons stated herein and the reasons reflected in the record.
2. Adopt the attached Joint Resolution between the Board, as the governing body of the County, and the City based on the negotiated exchange of property tax revenue, related to the proposed annexation of approximately 9.059 acres of unincorporated territory to the City (Annexation No. 2015-09 to the City of Pomona).

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On June 18, 2018, the City adopted the Joint Resolution providing for the negotiated exchange of property tax revenue resulting from the proposed annexation of approximately 9.059 acres of uninhabited, unincorporated territory generally located south of Valley Boulevard, approximately 2700 feet east of Grand Avenue, in the Los Angeles County (County) Unincorporated territory adjacent to the Cities of Industry, Pomona, and Walnut.

In order for the Local Agency Formation Commission (LAFCO) for the County of Los Angeles to proceed with the required hearings on the proposed annexation, the Board, as the governing body of the County of Los Angeles, County Road Maintenance District No. 1 (RMD No. 1), and the LA County Library, must also adopt the Joint Resolution.

Implementation of Strategic Plan Goals

The recommended action is not specifically aligned with the County's Strategic Plan Goals; however, the proposed annexation to the City will create a boundary that will eliminate an island of service.

FISCAL IMPACT/FINANCING

The adopted resolution will transfer Six Thousand, Nine Hundred and Nineteen dollars (\$6,919.00) in base property tax revenue from the County General Fund to the City, and will transfer a share of the annual tax increment (0.164929252 percent in Tax Rate Area 07858) from the County to the City, as indicated in the Joint Resolution. An adjustment will be made to the County budget in the fiscal year following the filing of the statement of boundary change for Annexation No. 2015-09 with the California State Board of Equalization.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pursuant to Title 5, Division 3, of the California Government Code, commencing with Section 56000, the City of Pomona adopted a resolution and filed an application with LAFCO on September 9, 2015, to initiate proceedings for the annexation of approximately 9.059 acres of uninhabited, unincorporated County territory to the City.

Section 99 of the Revenue and Taxation Code (R&T Code) requires that prior to the scheduling of annexation proceedings at LAFCO, the governing bodies of all agencies whose service area, or service responsibilities will be altered by such change must negotiate a reallocation of property tax revenue between the affected agencies, and approve and accept such reallocation by resolution. The City adopted the negotiated Joint Resolution for the subject annexation as required by Section 99 of the R&T Code on June 18, 2018.

The proposed territory to be annexed is currently within the County of Los Angeles RMD No. 1 and the LA County Library System. Upon annexation of the territory to the City, the territory will be detached from County RMD No. 1 and the LA County Library.

Adoption of the Resolution by the Board will allow LAFCO to schedule the required public hearing to consider testimony on the proposed annexation. LAFCO will subsequently take action to approve, approve with changes, or disapprove the proposal.

The Joint Resolution has been approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

The proposed project is not a project pursuant to the CEQA, because it is an activity that is excluded from the definition of a project by Section 15378(b) of the State CEQA Guidelines. The proposed action is the creation of a government funding mechanism, a fiscal activity which does not involve any commitment to any specific project, which may result in a potentially significant physical impact on the environment.

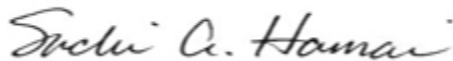
IMPACT ON CURRENT SERVICES (OR PROJECTS)

Upon the effective date of the annexation, the City will become responsible for providing municipal services to the area within its jurisdiction.

CONCLUSION

At such time as the recommendation is approved by the Board, please return one copy of this letter and five signed originals of the Resolution to LAFCO, one copy of this letter and one signed original of the Resolution to the Chief Executive Office, Economic Development Division, and one copy of the letter and Resolution to the Auditor-Controller, Tax Division.

Respectfully submitted,



SACHI A. HAMAI
Chief Executive Officer

SAH:JJ:DSB
DSP:AG:yy

Enclosures

- c: Executive Office, Board of Supervisors
- County Counsel
- Assessor
- Auditor-Controller
- L.A. County Library
- Public Works
- Regional Planning
- City of Pomona

**JOINT RESOLUTION OF
THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES,
THE CITY COUNCIL OF THE CITY OF POMONA, APPROVING AND ACCEPTING
THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE RESULTING FROM
THE ANNEXATION OF TERRITORY KNOWN AS CITY OF POMONA ANNEXATION
NO. 2015-09, DETACHMENT FROM ROAD DISTRICT NO. 1 AND WITHDRAWAL
FROM THE COUNTY PUBLIC LIBRARY SYSTEM**

WHEREAS, the City of Pomona initiated proceedings with the Local Agency Formation Commission for the County of Los Angeles for the annexation of territory identified as Annexation No. 2015-09 to the City of Pomona; and

WHEREAS, pursuant to Section 99 of the Revenue and Taxation Code, for specified jurisdictional changes, the governing bodies of affected agencies shall negotiate and determine the amount of property tax revenue to be exchanged between the affected agencies; and

WHEREAS, the area proposed for annexation is identified as Annexation No. 2015-09 and consists of approximately 9.059 acres of unincorporated territory generally located south of Valley Boulevard, approximately 2700 feet east of Grand Avenue, in Los Angeles County Unincorporated territory adjacent to the Cities of Industry, Pomona and Walnut; and

WHEREAS, the Board of Supervisors of the County of Los Angeles, as governing body of the County, the County Public Library System and County of Los Angeles Road District No. 1, and the City Council of Pomona have determined the amount of property tax revenue to be exchanged between their respective agencies as a result of the annexation of the unincorporated territory identified as Annexation No. 2015-09, detachment of territory County Road District No. 1 and withdrawal from the County Library system, is as set forth below:

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The negotiated exchange of property tax revenues between the County of Los Angeles and the City of Pomona resulting from the Annexation No. 2015-09, is approved and accepted.

2. For the fiscal year commencing in the year after the filing of the statement of boundary change for Annexation No. 2015-09 with the Board of Equalization, pursuant to Government Code sections 54902 and 57204, and every fiscal year thereafter, property tax revenue received by County Road District No. 1, attributable to Annexation No. 2015-09, shall be transferred to the County of Los Angeles, and the County Road District No. 1 share in the annexation area shall be reduced to zero.

3. For the fiscal year commencing in the year after the filing of the statement of boundary change for Annexation No. 2015-09 with the Board of Equalization, pursuant to Government Code sections 54902 and 57204, and every fiscal year thereafter, property tax revenue received by the County Public Library, attributable to

Annexation No. 2015-09, shall be transferred to the County General Fund, and the County Public Library's share in the annexation area shall be reduced to zero.

4. For the fiscal year commencing in the year after the filing of the statement of boundary change for Annexation No. 2015-09 with the Board of Equalization pursuant to Government Code sections 54902 and 57204, and every fiscal year thereafter, a base of Six Thousand, Nine Hundred and Nineteen dollars (\$6,919.00) in property tax revenue shall be transferred from the County of Los Angeles to the City of Pomona.

5. For the fiscal year commencing in the year after the filing of the statement of boundary change for Annexation No. 2015-09 with the Board of Equalization pursuant to Government Code sections 54902 and 57204, and every fiscal year thereafter, the following ratio of annual property tax increment attributable to the respective Tax Rate Area in the Annexation No. 2015-09 territory shall be transferred from the County of Los Angeles to the City of Pomona as shown below and the County's share shall be reduced accordingly:


Tax Rate Area	Annual Tax Increment Ratio Transfer to the City
07858	0.164929252

PASSED, APPROVED AND ADOPTED this 18th day of June, 2018 by the following vote:

AYES: Sandoval, Gonzalez, Robledo ABSENT: None
Carrizosa, Ontiveros-Cole,
Escobar, and Torres

NOES: None

ABSTAIN: None




Mayor, City of Pomona

ATTEST:



Interim City Clerk

APPROVED AS TO FORM:



City Attorney

(Signed in Counterpart)

The foregoing resolution was on the 13th day of NOVEMBER, 2018, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.



CELIA ZAVALA, Executive Officer
Clerk of the Board of Supervisors
of the County of Los Angeles

By 
Deputy

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

BY 
Deputy

(Signed in Counterpart)