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4 RESOLUTION NO. 90-396
5 ORDERING THE FORMATION OF THE RIVERSIDE COUNTY
6 REGIONAL PARK AND OPEN SPACE DISTRICT AND
7 SETTING SAID FORMATION FOR ELECTION

8 WHEREAS, it has been determined that there is a significant
9 need for park and open space facilities within the County of
10 Riverside; and,

11 WHEREAS, Section 5506.7 of the Public Resources Code
12 authorizes the formation of a Regional Park and Open Space District
13 in Riverside County to be initiated by resolution of this Board;
14 now, therefore,

15 BE IT RESOLVED AND ORDERED by the Board of Supervisors of
16 the County of Riverside, State of California, in regular session
17 assembled on July 31, 1990, that:

18 1. The proposed district shall be called The Riverside
19 County Regional Park and Open Space District.

20 2. As the fourth largest county in the State of California
21 and the fourteenth largest county in the United States, coupled
22 with unparalleled growth, the need to retain as open space those
23 lands of Riverside County containing important natural resources to
24 include scenic beauty, sensitive vegetation, wildlife habitats, and
25 historic or prehistoric sites has become critically important.
26 Consistent with the goals and objectives of the County of Riverside
27 and the cities participating in the formation of this District, the
28 Riverside County Regional Park and Open Space District will help
meet local, as well as regional, public recreation needs necessary

1 for maintaining the quality of life expected by the residents of
2 this County

3 3. The District is to be formed for the following purposes:

4 To plan, adopt, lay out, plant, develop, and otherwise
5 improve, extend, control, operate, and maintain a system of
6 public parks, playgrounds, golf courses, trails, natural
7 areas, ecological and open space preserves, sports
8 complexes, scenic areas, and other facilities for public
9 recreation, for the use and enjoyment of all the inhabitants
10 of the District, and it may select, designate, and acquire
11 land, or rights in land, within or without the District, to
12 be used and appropriated for such purposes. The District
13 may conduct programs and classes in outdoor science
14 education and conservation education, and may do all other
15 things necessary or convenient to carry out the purposes of
16 this District.

17 4. The Board of Supervisors of the County of Riverside
18 shall act, ex officio, as the governing body of the District, with
19 all powers and authorities of the District vested in the Board of
20 Supervisors in its capacity as the governing body of the District.

21 5. The territory to be included within the District shall
22 include all unincorporated areas of the County of Riverside, lying
23 west of a north-south line passing through Chiriaco Summit, and the
24 incorporated municipalities of Cathedral City, Coachella, Desert
25 Hot Springs, Indian Wells, Lake Elsinore, Palm Desert, Palm
26 Springs, Rancho Mirage and Riverside.

27 6. Application of Resolution No. 90-396 shall allow for
28 be subject to the following exemptions:

- 1 A. Actively farmed agricultural parcels, whether or not
2 such parcel is under an agricultural preserve contract.
3 B. Parcel holders, with emphasis on the elderly, whose
4 family income does not exceed 80% of the median income
5 for lower income families adjusted for family size as
6 prescribed by HUD for Section 8 Housing for the San
7 Bernardino-Riverside Standard Metropolitan Statistical
8 Area and as determined and approved by the legislative
9 body or its designee. [See: 42 USCA 1437a; 24 CFR
10 813.101, et seq.]
11 C. Parcels containing public buildings, public schools, and
12 public facilities, unless they are primarily for lease
13 to private, for-profit enterprises.
14 D. Parcels containing buildings used for religious
15 purposes, but excluding other commercial properties or
16 businesses owned by a religious institution.

17 BE IT FURTHER RESOLVED that formation of the Riverside
18 County Regional Park and Open Space District shall be subject to
19 confirmation of the voters upon the question thereof at an
20 election, which shall be held November 6, 1990, by a majority of
21 the voters residing within the territory of the proposed district.
22 The question submitted at such election shall be as follows:

23 "Shall a Riverside County Regional Park and Open Space
24 District be created to preserve, protect and maintain open
25 space, greenbelt areas and wildlife habitat, and to provide
26 and maintain horse, hiking and bicycle trails, regional
27 parks and public recreation facilities, such as playgrounds
28 neighborhood parks, senior citizen activity centers, and
youth sports facilities subject to the terms and conditions
of Resolution No. 90-396 adopted by the Board of Supervisor
of Riverside County on July 31, 1990, and with the Riverside
County Regional Park and Open Space District, pursuant to
Article XIIIIB of the California Constitution, having an
annual appropriations limit of \$25,000,000.00?"

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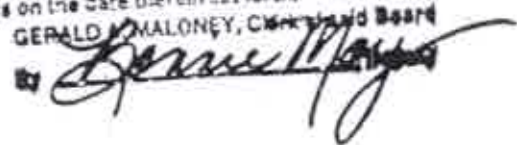
BE IT FURTHER RESOLVED that the election conducted on November 6, 1990, pursuant to Public Resources Code Section 5539.7, shall require majority approval of the following question prior to assessment of affected property, with such question to be presented to voters as a separate measure.

"Shall the Riverside County Regional Park and Open Space District have the authority to assess an annual fee of from \$0 to \$26 per parcel for the purpose of carrying out its enumerated responsibilities with each parcel holder being allotted reduced fees for use of specified District facilities up to the amount of any assessment paid by such parcel holder?"

Roll Call resulted as follows:

Ayes: Abraham, Dunlap, Cenicerros, Larson and Younglove
Noes: None
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

GERALD MALONEY, Clerk of Board


JSR:jf/bln
94lit
7/24/90

FROM: Parks Department SUBMITTAL DATE: July 23, 1990

SUBJECT: Formation of Riverside County Regional Park
and Open-Space District

RECOMMENDED MOTION:

That the Board:

- 1) Adopt Resolution 90-396, Ordering the Formation of the Riverside County Regional Park and Open-Space District (District) and setting said formation for election; and
- 2) Authorize the Parks Director to negotiate Memorandums of Understanding listing city projects with those cities that have passed resolutions to join the District; and
- 3) Authorize the Chairman of the Board of sign three (3) copies of the Memorandum of Understanding with the City of Rancho Mirage.

INFORMATION: On October 31, 1989, Agenda Item 10.2, which was continued to January 2, 1990, Agenda Item 10.2, your Honorable Board: 1) authorized the initiation of the formation process of the Riverside County Regional Park and Open-Space District; and 2) directed County Counsel to prepare the resolution forming the District. On July 16, 1990, the Parks Department provided a status report to your Honorable Board at a workshop scheduled for that purpose.

For the past six months, meetings were held with staff from 19 of the 20 cities within the proposed District boundaries, members of the Coachella Valley Association of Governments and the Western Riverside Council of Governments, County Park Advisory Commission, private trusts, organizations, and business leaders to address issues. With the assistance of a subcommittee composed of three city managers, formulas and details were structured into a
(Continued on page 2)

C.A.O. RECOMMENDATION:

FINANCIAL IMPACT:

Approve

Administrative Officer Signature *Marcia Marshall*

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Dunlap, seconded by Supervisor Abraham and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Younglove, Cenicerros, Dunlap, Larson and Abraham
 Noes: None
 Absent: None
 Date: July 31, 1990
 xc: Parks, Co.Co., Auditor

Gerald A. Maloney
 Clerk of the Board
 By: *M. Maloney*
 Deputy

Prev. Agn. ref.	Depts. Comments	Dist.	AGENDA NO.
M.O. 10.2. 10/31/89	NONE	7/31/90	3.62

LOCAL PROCEDURES APPROVED
ANTHONY J. MELLORCA, Auditor-Counselor
BY: *[Signature]* Deputy

model resolution that has been adopted or is pending adoption, by nine cities (Riverside, Lake Elsinore, Palm Desert, Palm Springs, Desert Hot Springs, Rancho Mirage, Cathedral City, Indian Wells, and Coachella). The cities of Temecula and Banning have chosen to have an advisory vote and may join the District if the measure is approved by the voters within those cities. Based on input from many sources and as a result of negotiations with the participating cities, staff has considered the following suggestions:

1. The existing Park Advisory Commission continue to advise the Board of Supervisors on park projects in the unincorporated portions of the County.
2. The Western Riverside Council of Governments provide advice to the Board on issues that relate to projects within participating cities governed by their association.
3. Coachella Valley Association of Governments advise the Board on issues relating to projects in their jurisdiction (participating cities in the incorporated areas of the Coachella Valley).

In consideration of the aforementioned, the Parks Department recommends this matter be placed on the ballot for November 6, 1990 general election.

The Office of County Counsel has prepared Resolution 90-396, which

- 1) sets forth matters initiating the formation proceedings as required by the Public Resources Code.
- 2) allows the following exemptions:
 - a. Actively formed agricultural parcels whether or not such parcel is under an agricultural preserve contract.

- b. Parcel holders, with emphasis on the elderly, whose family income does not exceed 80% of the median income for lower income families adjusted for family size as prescribed by HUD for Section 8 Housing for the San Bernardino-Riverside Standard Metropolitan Statistical Area and as determined and approved by the legislative body or its designee.
- c. Parcels containing public buildings, public schools, and public facilities, unless they are primarily for lease to private, for-profit enterprises.
- d. Parcels containing buildings used for religious purposes, but excluding other commercial properties or businesses owned by a religious institution.

3) calls and gives notice of the election for November 6, 1990.

The Registrar of voters has provided an abbreviated calendar of events (attached). The events are initiated when the election is noticed and called.

FINANCIAL DATA: A simple majority of the voters residing within the affected area shall determine the formation of the District and an annual assessment fee of between \$0 and \$26 per parcel with each parcel holder being allotted reduced fees for use of District facilities up to the amount of their assessment.

In accordance with Proposition 4, the Gann Initiative, an annual appropriation limit has been set at \$25 million.


Paul D. Romero, Parks Director

PDR/EWG/1909M

Attachments: Resolution 90-396
Abbreviated Calendar
MOU between the County and the City of Rancho Mirage

c: Administrative Office
County Counsel
Auditor-Controller