

2  
3 RESOLUTION NO. 2005-287

4 A RESOLUTION OF APPLICATION BY THE COUNTY OF RIVERSIDE  
5 REQUESTING THE LOCAL AGENCY FORMATION COMMISSION  
6 TO TAKE PROCEEDINGS FOR THE INCORPORATION OF  
7 THE CITY OF WILDOMAR

8 WHEREAS, the County of Riverside desires to initiate a proposal pursuant to the Cortese-Knox-  
9 Hertzberg Local Government Reorganization Act of 2000, commencing with Section 56000 of the  
10 California Government Code, for the incorporation of the City of Wildomar; and

11 WHEREAS, notice of intent to adopt this resolution of application has been given to the  
12 commission, each interested party and each subject agency at least twenty (20) days prior to the adoption  
13 of this resolution; and

14 WHEREAS, the territory proposed to be incorporated is inhabited, and a description of the  
15 boundaries of the territory is set forth in Exhibit A attached hereto and by this reference incorporated  
16 herein; and

17 WHEREAS, this proposal is not consistent with the sphere of influence of the affected district(s);  
18 and

19 WHEREAS, it is desired to provide that the proposed incorporation be subject to the following  
20 terms and conditions:

- 21 1 Single Ballot Question – The question of incorporation, all related boundary changes, and all  
22 terms and conditions shall be presented as one question on the ballot.
- 23 2. Name – The City shall be the City of Wildomar.
- 24 3. Effective Date – The effective date of the incorporation shall be November 12, 2005 or as  
25 soon thereafter as possible.
- 26 4. Legislative Body – The City shall be governed by a five (5) member City Council elected  
27 at large.

- 1           5.     Future Elections of City Council Members – The election to confirm the question of the  
2           incorporation shall present the question of whether the members of the City Council in  
3           future elections shall be elected by division or at-large.
- 4           6.     Council Terms of Office – The terms of office of the City Council members shall be four  
5           (4) years. Of the first elected legislative body, the terms of the three (3) members of the  
6           City Council with the largest popular vote shall be four (4) years. Of the first elected  
7           legislative body, the terms of the two (2) members of the City Council with the least  
8           popular vote shall be two (2) years.
- 9           7.     Selection of Mayor – It is the desire of the electorate that the terms of the office of Mayor  
10           be one (1) year and that the position be rotated among all members of the City Council. It  
11           is intended that the City Council candidate receiving the greatest number of votes during  
12           the incorporation election shall serve as the first Mayor of the City, followed by the  
13           candidate who receives the next highest number of votes, and so forth, provided that in no  
14           instance shall a member of the City Council serve a second term as Mayor until all  
15           originally elected members have served a first term.
- 16           8.     First City Council Meeting – In addition to all other means authorized by law, the first  
17           meeting of the City Council may be called by notice given in a lawful manner by any three  
18           (3) members of the City Council.
- 19           9.     Form of Organization – The City shall have a City Manager and the City Council shall  
20           appoint the City Manager who shall fill the positions of City Clerk and City Treasurer by  
21           appointment.
- 22           10.    Provisional Appropriations Limit – LAFCO shall establish a provisional appropriations  
23           limit sufficient to accommodate reasonable and possible future increases in proceeds of  
24           taxes received by the City.
- 25           11.    Continuation of Existing General Taxes – The City shall be authorized to levy as general  
26           taxes of the City those general taxes which are from time to time levied by the County  
27           including (1) a sales and use tax collected under contract with the State Board of  
28           Equalization and returned to the City pursuant to applicable law, (2) a transient occupancy

1 tax on gross receipts of hotels, motels, and similar facilities within the City and returned by  
2 the operators of such facilities pursuant to local ordinance, (3) a business license tax to be  
3 collected by the City pursuant to local ordinance, and (4) all other applicable general taxes  
4 presently imposed by the County to be collected by the same method of collection as used  
5 by the County.

- 6 12. Continuation of Charges, Fees, and Assessments – The City shall be authorized to continue  
7 to levy charges, fees and assessments of the City that are from time to time levied by the  
8 County or any of the subject agencies of this incorporation.

9 WHEREAS, the reasons for the proposed incorporation are as follows:

- 10 1. Provide Wildomar residents local control over planning, services and infrastructure.  
11 2. Provide the local communities a greater voice in required services.  
12 3. Create a politically accountable local government for the community.  
13 4. Retain local tax revenues for use in and to benefit the community.  
14 5. Maintain the community's unique environment and preserve Wildomar's historical and  
15 cultural heritage.

16 NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of  
17 Riverside, assembled in regular session on May 24, 2005, that the Board hereby requests the Local  
18 Agency Formation Commission take proceeding for the incorporation of the City of Wildomar according  
19 to the terms and conditions stated above and in the manner provided by the Cortese-Knox-Hertzberg  
20 Local Government Reorganization Act of 2000.

21 FORM APPROVED  
22 COUNTY COUNSEL

23 MAY 17 2005

24 BY   
25 ASSISTANT COUNTY COUNSEL