

SACRAMENTO LOCAL AGENCY FORMATION COMMISSION
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May 4, 2005

TO: Sacramento Local Agency Formation Commission

FROM: Peter Brundage, Executive Officer

RE: Legislative Update

CONTACT: Donald J. Lockhart, AICP, Assistant Executive Officer (916)874-2937

RECOMMENDATION

This is a status report on pending 2004-05 LAFCo related legislation. Staff recommends that your Commission adopt the attached Resolution on support of SB 135, as further discussed below.

SUMMARY

This memo is part of the ongoing effort to keep your Commission informed regarding various legislative matters. An ad-hoc committee appointed by the CALAFCo Board of Directors has considered and adopted positions on several bills, as discussed in the April 18 CALAFCo Board Legislative Report (attached). Staff will continue to track the bills, in collaboration with CALAFCo legislative staff, and report back to your Commission.

Senate Bill 135 (Kehoe) is the annual Senate Local Government Committee rewrite of a local government act. This year, the Committee is tackling Community Services District Law. CALAFCO Executive Director Bill Chiat and San Luis Obispo Executive Officer Paul Hood represented CALAFCO on the working group that drafted this bill. The CALAFCo Board is a co-sponsor of the Bill. They have adopted a position of *Support*. The Board has also requested Resolutions of support from member LAFCos. The bill is set for a second hearing before the Senate Committee on Appropriation on May 2. Staff will update your Commission verbally after that hearing.

Bill Summary

Existing law contains provisions relating to the establishment of community services districts, including the formation of a district, the selection of a district governing board, the powers and duties of the board, and procedures for changing those powers. This bill would repeal those provisions and enact the Community Services District Law which would specify the procedures for district formation, procedures for the selection of district governing board members, the powers and duties of the board, and the procedures for changing those powers and duties. The bill would also make other conforming changes. This bill would specify that a violation of the Community Services District Law would be a misdemeanor. By creating a new crime, the bill would constitute a state-mandated local program. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that no reimbursement is required by this act for a specified reason.

DL:Maf
(Legislation May. 2005)

RESOLUTION NO. LAFC 1299

**RESOLUTION OF THE SACRAMENTO LOCAL
AGENCY FORMATION COMMISSION
SUPPORTING A REWRITE OF
COMMUNITY SERVICE DISTRICT LAW**

WHEREAS, the Senate Local Government Committee has undertaken a comprehensive rewrite of Government Code Section 61000 et seq., governing Community Service Districts; and

WHEREAS, the California Association of Local Agency Formation Commissions is a co-sponsor of the comprehensive rewrite of Government Code Section 61000 et seq. to repeal existing law regarding Community Services Districts in California and enact a new Community Services District Law; and

WHEREAS, Senator Christine Kehoe, as Chair of the Senate Local Government Committee, has introduced Senate Bill No. 135 regarding the comprehensive rewrite of the Community Service District Law;

NOW, THEREFORE, the SACRAMENTO LOCAL AGENCY FORMATION COMMISSION does hereby join the CALAFCo Board of Directors in expressing its support of SB No. 135 to effect the comprehensive rewrite of the Community Service District Law.

On a motion made by Commissioner _____, seconded by Commissioner _____, the Sacramento Local Agency Formation Commission passed Resolution No. LAFC 1299 on the fourth day of May, 2005, by the following vote, to wit:

Ayes:

Nos:

Abstentions:

Absent:

Robert King Fong, Chair
SACRAMENTO LOCAL AGENCY FORMATION COMMISSION