

# EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

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## *AGENDA OF MARCH 28, 2012*

### *REGULAR MEETING*

**TO:** Ron Briggs, Chair, and  
Members of the El Dorado County Local Agency Formation  
Commission

**FROM:** José C. Henríquez, Executive Officer

**PREPARED BY:** Erica Sanchez, Policy Analyst

**AGENDA ITEM #7A: OTHER BUSINESS – LEGISLATION**

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#### **RECOMMENDATION**

None. Staff recommends that the Commission receive the following summary of LAFCO-related legislation for the 2011-2012 legislative session. This item is for information purposes only, no Commission action is necessary.

#### **REASON FOR RECOMMENDED ACTION AND BACKGROUND**

The following is a summary of current bills which may affect LAFCO:

##### **SB 46 (Correa) Compensation Disclosure – Two Year Bill**

This bill would require all local agency officials who file a statement of economic interests (Form 700) to also file an extensive compensation and reimbursement disclosure report annually. All local agencies, including LAFCOs, would be required to post the forms on their website. At the February 22 LAFCO meeting, the Commission directed staff to prepare a letter in opposition to SB 46 (refer to Attachment A).

##### **AB 2238 (Perea) Public Water Systems**

This bill would require the State Department of Public Health to promote the consolidation and merger of small community water systems that serve disadvantaged communities, and would require the studies performed prior to a construction project to include the feasibility of consolidating or merging community water systems. It would also require funding priority be given to projects involving managerial consolidation or merger when the consolidation or merger would further specified goals.

This bill would require LAFCO to determine the feasibility of consolidations and other service efficiency options in every MSR, and require LAFCO to determine compliance with the Safe Drinking Water Act. Both of these actions are discretionary under current law. It would also make LAFCO eligible to apply for certain water grants and loans to pay for the feasibility studies.

**AB 2624 (Smyth) Sustainable Communities**

The Strategic Growth Council is required to manage and award grants and loans to a council of governments, metropolitan planning organization, regional transportation planning agency, city, county, or joint powers authority for the purpose of developing, adopting, and implementing a regional plan or other planning instrument to support the planning and development of sustainable communities. This bill would make LAFCOs eligible to apply for Strategic Growth Council grants.

**SB 1498 (Emmerson) Local Agency Formation Commission: Powers**

This bill would authorize LAFCOs to authorize a city or district to provide new or current services outside its jurisdictional boundaries and outside its sphere of influence to support current or planned uses involving public or private properties, subject to approval at a noticed public hearing, in which certain determinations are made. The bill would also authorize the commission to delegate to its executive officer the approval of certain requests to authorize a city or district to provide new or extended services outside its jurisdictional boundaries or outside its sphere of influence, as described above, under specified circumstances.

This bill includes the CALAFCO language for out-of-agency service extensions (Government Code §56133), and eliminates the annexation requirements from SB 244 which requires a separate annexation application to LAFCO for a disadvantaged unincorporated community when it is adjacent to uninhabited territory the city would like to annex.

**SB 1566 (Negrete McLeod and Emmerson) Vehicle License Fees: Allocation**

Current law requires that a specified amount of motor vehicle license fees deposited to the credit of the Motor Vehicle License Fee Account in the Transportation Tax Fund be allocated by the Controller, as specified, to the Local Law Enforcement Services Account in the Local Revenue Fund 2011, for allocation to cities, counties, and cities and counties. This bill would require, on and after July 1, 2012, that those revenues be distributed first to each city that was incorporated from an unincorporated territory after August 5, 2004, in an amount determined pursuant to a specified formula and second to each city that was incorporated before August 5, 2004, in an amount determined pursuant to a specified formula.

This bill would correct the VLF problem created by last year's budget bill SB 89, and restore VLF to recent incorporations and inhabited annexations.

Attachments

Attachment A: SB 46 Opposition Letter

Attachment B: Legislation Report