

EL DORADO LAFCO

LOCAL AGENCY FORMATION COMMISSION

AGENDA OF JUNE 26, 2013

REGULAR MEETING

TO: Don Mette, Chairman, 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 #13A: OTHER BUSINESS – LEGISLATION

RECOMMENDATION

None. Staff recommends that the Commission receive the following summary of LAFCO-related legislation for the 2013-2014 legislative session.

REASON FOR RECOMMENDED ACTION AND BACKGROUND

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

AB 453 (Mullin) LAFCO Eligibility for SGC Grants

This bill would make LAFCOs eligible to directly apply for grants from the Strategic Growth Council for MSRs and other studies which would better inform the preparation of Sustainable Community Strategies and Regional Transportation Plans by the municipal planning organizations. CALAFCO is the sponsor of this bill, which was first introduced as AB 2624 (Smythe) in 2012. The Commission authorized a letter in support of AB 453 at the March 27, 2013 meeting.

AB 743 (Logue) Island Annexations

This bill removes the sunset date provision to waive protest proceedings for certain island annexations. The bill also resets the effective island creation date from January 1, 2000 to January 1, 2014, allowing smaller islands of less than 150 acres created after 2000 to be annexed under these provisions. CALAFCO supports this bill.

AB 1235 (Gordon) Local Agencies: Financial Management Training

AB 1235 would require that if a local agency provides any type of compensation, salary, or stipend to, or reimburses the expenses of, a member of the legislative body, the member shall receive one 4-hour state mandated Financial Management training per term of office. Effective January 1, 2014 for those in office as of that date (whose term

of office extends beyond January 1, 2015). Those elected to more than one legislative body may take the training one time and have it apply to all legislative bodies on which they serve. This would apply to a LAFCO Commissioner who receives a stipend or is reimbursed for expenses in the performance of their Commissioner duties.

AB 1427 (Assembly Local Government Committee) Annual CKH Omnibus Bill

This annual bill makes technical and non-controversial changes to the Cortese-Knox-Hertzberg Local Government Reorganization Act. The 2013 bill clarifies several definitions, makes changes to obsolete and incorrect code references, and makes minor updates to several outdated sections. CALAFCO is the sponsor.

SB 56 (Roth) - Local Government Finance: Vehicle License Fee Adjustments

This bill reinstates revenues through ERAF (backfilled by the State general fund) for California cities incorporating after 2005 and annexations of inhabited territories. CALAFCO supports this bill.

SB 772 (Emmerson) - Drinking Water

This bill would require LAFCOs, as part of a Municipal Service Review, to request information from identified public or private entities that provide wholesale or retail supply of drinking water, including the identification of any private retail water supplier within or contiguous to the responding entity. Further requires LAFCOs to provide a copy of the Sphere of Influence for all retail private and public water suppliers to the Public Utilities Commission and the State Department of Public Health as an unfunded mandate. CALAFCO opposes this bill.

AB 380 (Dickinson) California Environmental Quality Act

Would require CEQA notices to be filed with both the Office of Planning and Research and the county clerk and be posted by county clerk for public review; require the county clerk to post the notices within one business day, as defined, of receipt and stamp on the notice the date on which the notices were actually posted; require the county clerk to post the notices for at least 30 days; require the Office of Planning and Research to post the notices on a publicly available online database established and maintained by the office; require the office to stamp the notices with the date on which the notices were actually posted for online review and would require the notices to be posted for at least 30 days; and authorize the office to charge an administrative fee not to exceed \$10 per notice filed.

SCA 11 (Hancock) Local Government Special Taxes: Voter Approval

The California Constitution conditions the imposition of a special tax by a local government upon the approval of 2/3 of the voters of the local government voting on that tax, and prohibits a local government from imposing an ad valorem tax on real property or a transactions tax or sales tax on the sale of real property. This measure would instead condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition.

Attachments

Attachment A: Legislation Report