

EXECUTIVE OFFICER'S REPORT

To The

Local Agency Formation Commission

TO:

Commissioner	DAVID WEST	[Public]	Commissioner	MICHAEL KELLEY	[Supervisor]
Commissioner	JASON JACKSON	[City]	Commissioner	RAY CASTILLO (Vice-Chair)	[Supervisor]
Commissioner	MARIA NAVA-FROELICH	[City]			
	(Chair)				
	Alt Commissioner	LUIS PLANCARTE		[Supervisor]	
	Alt Commissioner	JIM PREDMORE		[City]	
	Alt Commissioner	RALPH MENVIELLE		[Public]	

REPORT DATE: April 16, 2018

FROM: Jurg Heuberger, AICP, CEP, Executive Officer
Paula Graf, Analyst 

PROJECT: Independent Special Districts Representation on the Commission

HEARING DATE: April 26, 2018 **TIME:** 8:30 a.m.

AGENDA ITEM NO: 6

HEARING LOCATION: El Centro City Council Chambers, 1275 Main Street, El Centro, CA

RECOMMENDATION(S) BY THE EXECUTIVE OFFICER (In summary & order)

OPTION #1: Adopt the Resolution of Intention to initiate proceedings for representation of Independent Special Districts upon the commission as presented by the Executive Officer.

ANALYSIS

I: Executive Officers Summary:

The Executive Officer notified the Commissioners during the March 22nd hearing of new legislation (AB 979) that was passed in 2017. AB 979 provides the LAFCO's with a streamlined process to seat the special districts.

By law special districts can be on the Commission if 50% plus 1 of the total special districts vote in favor.

Historically the LAFCO has made at least three attempts to have special districts join the LAFCO. None were successful, although one came within a few votes.

At the present time, the Commission consists of two members appointed by the Board of Supervisors, two members appointed by the City Select Committee, and one Public Member, appointed by the Commission.

II. Procedure:

The Cortese Knox Hertzberg Reorganization Act outlines the process as follows:

Gov. Code § 56332.5

(a) If the commission does not have representation from independent special districts on or before January 1, 2001, the commission shall initiate proceedings for representation of independent special districts upon the commission if either of the following occur:

(1) Upon receipt of a written request by one or more members of the selection commission representing districts having 10 percent or more of the assessed values of taxable property within the county, as shown on the last equalized county assessment roll.

(2) Upon adoption of a resolution by the commission proposing representation of special districts upon the commission.

(b) The commission, at its next regular meeting, shall adopt a resolution of intention. The resolution of intention shall state whether the proceedings are initiated by the commission or by an independent special districts or districts, in which case, the names of those districts shall be set forth. The commission shall order the executive officer to call and give notice of a meeting of the independent special district selection committee to be held within 15 days after the adoption of the resolution in order to determine whether independent special districts shall accept representation on the commission and appoint independent special district representation pursuant to Section 56332.

EXECUTIVE OFFICERS RECOMMENDATION

Option #1:

The Executive Officer recommends that the Commission adopt the Resolution of Intention to initiate proceedings for representation of Independent Special Districts upon the commission.

Direction as follows is recommended:

- a) Adopt the Resolution of Intention #2018-11 (Exhibit A) and forward to the independent special districts.
- b) Authorize the Executive Officer to schedule the Independent Special Districts Selection Committee meeting within 15 days of April 26, 2018 and no later than May 11, 2018.
- c) Authorize the Executive Officer to conduct the meeting as required.