

LOCAL AGENCY FORMATION COMMISSION
SAN BENITO COUNTY

2301 Technology Parkway
Hollister, CA 95023
Phone: (831) 637-5313

May 28, 2015 (Agenda)

Local Agency Formation Commission
2301 Technology Parkway
Hollister CA 95023

Report on LAFCO Related Legislation

Dear Members of the Commission:

RECOMMENDATION

Receive this report and direct staff to monitor legislation relevant to LAFCO and report on future agendas. No specific recommendations are presented at this time.

DISCUSSION

Local Government Omnibus Bills

Each year the Assembly Local Government Committee and the Senate Governance & Finance Committee sponsor omnibus bills that are intended to enact minor but necessary local government-related legislative changes. Many of these changes are proposed by LAFCOs. We will report on these bills as they are compiled.

AB 851 (Mayes) – City Disincorporation

It is a rare occurrence to dissolve or disincorporate a city in California but changes in the way revenues are distributed to newly created cities has raised the likelihood that perhaps three or four of the newest cities may be forced to pursue this objective.

Members of the CALAFCO Legislative Committee has been working on a bill, AB 851 (Mayes) that would bring disincorporation procedures more into line with parts of the law that govern incorporations and other boundary changes. For example, this bill would require a “plan for services” to describe the services currently provided by the city proposed for disincorporation and outline current retirement obligations. It would prohibit LAFCO from approving a disincorporation unless it finds, among other things, that the change is consistent with the intent of the law and the service responsibilities of the city proposed for disincorporation have been assigned.

The recent budget announced by Governor Brown has provisions that may be sufficient to provide adequate revenues to newly incorporated cities that this change even if enacted may be only very rarely needed.

SB 272 (Hertzberg) - California Public Records Act

As we reported earlier this bill will require each local agency (which include LAFCOs) in implementing the California Public Records Act, to prepare an inventory that discloses what data is gathered and maintained by the agency, by whom, and with what frequency it is collected. The bill would require the inventory to be available to the public.

This bill passed out of the Senate on May 7 and is now awaiting hearing in the Assembly.

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We will continue to monitor legislation that concerns LAFCOs and bring items of interest to the Commission for its consideration.

Please contact the LAFCO office if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Bob Braitman". The signature is fluid and cursive, with a long horizontal line extending from the end of the name.

BOB BRAITMAN
Executive Officer