



# LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

## MEETING

### AGENDA

Wednesday, January 18, 2023

2:30 pm

By Video Conference Only

This meeting of San Mateo Local Agency Formation Commission (LAFCo) will be held by teleconference only pursuant to Government Code Section 54953(e). No physical location will be available for the meeting. However, members of the public will be able to participate in the meeting remotely via the Zoom platform. For remote public participation instructions, please refer to the end of the agenda.

#### **Public Participation**

Members of the public may view a video broadcast of the meeting at <https://smcgov.zoom.us/j/93703834059>. The meeting ID is: 937 0383 4059. It can also be accessed by telephone by dialing +1 669 900 6833 (local) and entering meeting ID then #.

\*Written public comments may be emailed to [amontescardenas@smcgov.org](mailto:amontescardenas@smcgov.org), and should include the specific agenda item on which you are commenting.

\* Spoken public comments will also be accepted during the meeting through Zoom.

**\*Please see instructions for written and spoken public comments at the end of this agenda.**

#### **ADA Requests**

Individuals who require special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the agenda, meeting notice, agenda packet or other writings that may be distributed at the meeting, should contact Angela Montes, Commission Clerk, by 10:00 a.m. on Tuesday, January 17, 2023 at [amontescardenas@smcgov.org](mailto:amontescardenas@smcgov.org). Notification in advance of the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting, the materials related to it, and your ability to comment.

(OVER)

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT

**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY

**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

\*All items on the consent agenda may be approved by one roll call vote unless a request is made at the beginning of the meeting that an item be withdrawn. Any item on the consent agenda may be transferred to the regular agenda.

1. Roll Call
2. Oath of Office for New Commissioners Appointed
3. Public Comment for Items Not on the Agenda
4. Consent Agenda\*
  - a. Approval of Action Minutes: November 16, 2022 pg. 4
  - b. Resolution to make findings relating to remote meetings under the Brown Act pg. 8
- Public Hearings
5. Adoption of Special Study for the Broadmoor Police Protection District pg. 13
- Regular Agenda
6. Consideration of the authorization of contract with the consulting firm, V.W. Housen & Associates, for preparation of a LAFCo Peer Review Memorandum for LAFCo File No. 22-09 – Proposed Establishment of the East Palo Alto Sanitary District (EPASD) as a subsidiary district of the City of East Palo Alto pg. 53
7. Appointment of Budget and Legislative/Policy Committees for 2023 pg. 62
8. Quarterly LAFCo Budget Update – Information Only pg. 63
9. CALAFCO – Information Only
  - a. CALAFCO Quarterly Newsletter - Information Only pg. 76
10. Legislative and Policy Committee
  - a. Legislative Report – Information Only pg. 84
  - b. Report on annexation approval and delegation of authority to LAFCo staff pg. 167
11. Commissioner/Staff Reports – Information Only
12. Adjournment

**\*Instructions for Public Comment During Teleconference Meetings**

During teleconference of LAFCo meetings, members of the public may address the Commission as follows:

**\*Written Comments:**

Written public comments may be emailed in advance of the meeting. Please read the following instructions carefully:

1. Your written comment should be emailed to [amontescardenas@smcgov.org](mailto:amontescardenas@smcgov.org).
2. Your email should include the specific agenda item on which you are commenting or note that you comment concerns an item that is not on the agenda or is on the consent agenda.
3. Members of the public are limited to one comment per agenda item.
4. The length of the emailed comment should be commensurate with the two minutes customarily allowed for verbal comments, which is approximately 250-300 words.
5. If your emailed comment is received by 5:00 pm on the day before the meeting, it will be provided to the Commission and made publicly available on the agenda website under the specific item to which your comment pertains. The Clerk will make every effort to read emails received after that time but cannot guarantee such emails will be read during the meeting, although such emails will be still included in the administrative record.

**\*Spoken Comments**

Spoken public comments will be accepted during the meeting through Zoom. Please read the following instructions carefully:

1. The Commission meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/93703834059>. The meeting ID is: 937 0383 4059. The Commission meeting may also be accessed via telephone by dialing +1 669 900 6833 (Local). Enter the meeting ID: 937 0383 4059, then press #.
2. You may download the Zoom client or connect to the meeting using an internet browser. If using your browser, make sure you are using a current, up to date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.
3. You will be asked to enter an email address and name. We request that you identify yourself by name as this will be visible online and will be used to notify you that it is your turn to speak.
4. When the Commission Chair or Commission Secretary calls for the item on which you wish to speak, click on "raise hand" (or \*9 if dialing by phone). The Secretary will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak.
5. When called, please limit your remarks to the time limit allotted.

**NOTICE:** State law requires that a participant in a LAFCo proceeding who has a financial interest in the decision and who has made a campaign contribution of more than \$250 to any Commissioner in the past year must disclose the contribution. If you are affected, please notify commission staff before the hearing.

Agendas and meeting materials are available at [www.sanmateolafo.org](http://www.sanmateolafo.org)

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

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## Action Minutes San Mateo Local Agency Formation Commission Meeting November 16, 2022

Chair O'Neill called the Wednesday, November 16, 2022, meeting of the Local Agency Formation Commission (LAFCo) to order at 2:30 pm via Zoom.

### 1. Roll Call

Members Present: Commissioners Ric Lohman, Don Horsley, Kati Martin, Harvey Rarback, Jim O'Neill, Chairman Mike O'Neill.

Members Absent: Commissioners Warren Slocum and Vice Chair Ann Draper

Alternate Commissioner Diana Reddy was also present in the audience.

Staff Present: Rob Bartoli, Executive Officer  
Timothy Fox, Legal Counsel  
Angela Montes Cardenas, Clerk

### 2. Public Comment for Items Not on the Agenda

None

### 3. Consent Agenda

**a. Approval of Action Minutes: September 21, 2022**

**b. Resolution to make findings relating to remote meetings under the Brown Act**

**c. Time Extension for LAFCo File No. 19-03 – Proposed annexation of 252 Club Drive, Unincorporated San Mateo County (APN 049-050-050) to the City of San Carlos**

Commission Action: Commissioner Horsley moved to approve the consent agenda, and Commissioner Rarback seconded the motion which passed unanimously by roll call vote. (Ayes: Commissioners Horsley, Lohman, Martin, Rarback, J. O'Neill, , Chair M. O'Neill.

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Absent: Commissioners Slocum, Draper.)

#### **4. Adoption of Municipal Service Review for the City of South San Francisco**

Mr. Bartoli gave a verbal presentation to the Commission. He summarized the intention of municipal service reviews (MSR). He summarized the staff report included in the agenda packet page 39, highlighted key issues, noted updates to final MSR and discussed determinations and recommendations.

Conversation ensued with Commissioners Martin and Horsley regarding the contact between the City and the San Mateo County Harbor District.

Chairman O'Neill opened and closed public comment, no comments received.

Commission Action: Commissioner Lohman moved to adopt the municipal service review for the City of South San Francisco. Commissioner Horsley seconded the motion which passed unanimously by roll call vote. (Ayes: Commissioners Horsley, Lohman, Martin, Rarback, J. O'Neill, Chair O'Neill. Absent: Commissioner Slocum, Draper.)

#### **5. Adoption of Municipal Service Review for the Westborough Water District**

Mr. Bartoli gave a verbal presentation to the Commission. He summarized the staff report included in the agenda packet page 106, highlighted key issues, noted updates to final MSR. Mar Bartoli summarized the comment letter from Westborough Water District and discussed determinations and recommendations.

Conversation ensued with Commissioners Martin, Rarback and Chairman O'Neill regarding the recommendations of the MSR. The Commission asked that LAFCo staff conduct a follow up review with the District next year to see what recommendations have been implemented.

Chairman O'Neill opened and closed public comment, no comments received.

Commission Action: Commissioner Lohman moved to adopt the municipal service review for the Westborough Water District. Commissioner Martin seconded the motion which passed unanimously by roll call vote. (Ayes: Commissioners Horsley, Lohman, Martin, Rarback, J. O'Neill, Chair O'Neill. Absent: Commissioner Slocum, Draper.)

## **6. Consideration of Draft Special Study for the Broadmoor Police Protection District**

Mr. Bartoli presented the draft circulation special study for the Broadmoor Police Protection District (BPPD). He noted that the study focuses on BPPD's operations, finances, and governance. He summarized the staff report included in the agenda packet page 157 and discussed capacity and adequacy of public facilities and services, comparison to other agencies, financial ability, revenue financial documents and practices, and pension liability. Mr. Bartoli reviewed recommendations surrounding financial ability and accountability, structure and efficiencies.. The report highlighted several concerns and challenges for the District including:

- BPPD has had significant budget deficits in five of the last six fiscal years for a total loss of \$1.4 million during that time.
- BPPD's net position has been negative every year since the end of FY 17.
- The District has adopted unbalanced budgets for four of the last seven years
- The District has a high officer to population ratio, but also has high cost for calls for service per police officer.
- The lack of long-term fiscal plans, budget deficits, and growing costs to BPPD may negatively impact service delivery to the residents of the District.

Conversation ensued with Commissioners Horsley, Rarback, Martin and Chairman O'Neill. These Commissioners expressed concerns about the fiscal health of the District and the ability for the District to continue to provide services.

Chairman O'Neill opened and closed public comment, no comments received.

Commission Action: Commissioner Horsley moved to direct the Executive Officer to schedule the Final Special Study for the Broadmoor Police Protection District for a public hearing at the January 18, 2023 Commission meeting and circulate it with any necessary amendments to the County, cities and independent special districts. Commissioner Martin seconded the motion which passed unanimously by roll call vote. (Ayes: Commissioners Horsley, Lohman, Martin, Rarback, J. O'Neill, Chair O'Neill. Absent: Commissioner Slocum, Draper.)

## **7. Appointment of Chair and Vice Chair for 2023**

Mr. Bartoli summarized the staff report on packet page 187.

Commission Action: Commissioner Horsley moved to nominate Ann Draper as Chairperson and Ric Lohman as Vice Chair. Commissioner Rarback seconded the motion which passed unanimously by roll call vote. (Ayes: Commissioners Horsley, Lohman, Martin, Rarback, J. O’Neill, Chair O’Neill. Absent: Commissioner Slocum, Draper.)

## **8. CALAFCO – Information Only**

### **a. CALAFCO 2022 Annual Conference Update**

Mr. Bartoli noted that Chairman O’Neill, Commissioner Martin and himself attended the conference. He summarized the CALAFCO Board of Directors elections. Commissioner Martin and Chair O’Neill noted that it was a useful conference.

## **9. Commissioner/Staff Reports – Information Only**

### **9a. Update on Special District Election for Alternate Member – Information Only**

Mr. Bartoli summarized the process of the Alternate Member election.

## **10. Resolution Honoring Commissioner Mike O’Neill for his service**

## **11. Resolution Honoring Commissioner Don Horsley for his service**

## **12. Resolution Honoring Alternate Commissioner Diana Reddy for her service**

Mr. Bartoli expressed his gratitude to all three Commissioners. Commissioner Horsley noted that he enjoyed his 12 years on LAFCo. Alternate Commissioner Reddy thanked staff and Commissioners. Chairman O’Neill thanked staff and Commissioners for their work and support.

Commissioner Rarback and Martin thanked all three Commissioners and wished them well.

## **13. Adjournment**

Chairman O’Neill adjourned the meeting at 3:39 p.m.

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

January 11, 2023

**To:** LAFCo Commissioners

**From:** Rob Bartoli, Executive Officer

**Subject:** Resolution to make findings relating to remote meetings under the Brown Act

## Summary

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which rescinded his prior Executive Order N-29-20 and which waived, through September 30, 2021, certain provisions of the Brown Act relating to teleconferences/remote meetings by local agency legislative bodies. The Executive Order waived, among other things, the provisions of the Brown Act that otherwise required the physical presence of members of local agency legislative bodies or other personnel in a particular location as a condition of participation or as a quorum for a public meeting. These waivers set forth in the Executive Order were to expire on October 1, 2021.

On September 16, 2021, the Governor signed Assembly Bill (AB) 361, a bill that codifies certain teleconference procedures that local agencies have adopted in response to the Governor's Brown Act-related Executive Orders. Specifically, AB 361 allows a local agency to continue to use teleconferencing under the same basic rules as provided in the Executive Orders under certain prescribed circumstances or when certain findings have been made and adopted by the local agency legislative body.

In order to continue to hold video and teleconference meetings, the Commission will need to review and make findings every 30 days or thereafter that the state of emergency continues to directly impact the ability of the members to meet safely in person and that state or local officials continue to impose or recommend measures to promote social distancing. If the Commission does continue to hold video and teleconference meetings, to meet the requirements of AB 361, the Commission will need to adopt a resolution at every meeting.

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The San Mateo County commissions, cities, and special districts in the County, have adopted a resolution to continue remote meetings and encouraged other legislative bodies to make similar findings. In the County commissions' findings, they noted that the Board chambers, which LAFCo also utilizes, is located in a County building that includes court rooms and County offices that are occupied by staff. If in-person public meetings were to occur now, social distancing measures currently in place to maintain the safe occupancy of the building could be negatively impacted.

The Commission previously found, and it remains the case, that public meetings pose risks for COVID-19 spread for several reasons. These meetings may bring together people from throughout a geographic region, increasing the opportunity for COVID-19 transmission. Further, the open nature of public meetings makes it difficult to enforce compliance with vaccination, physical distancing, masking, cough and sneeze etiquette, or other safety measures. Moreover, some of the safety measures used by private businesses to control these risks may be less effective for public agencies.

These factors combine to continue to directly impact the ability of members of the Commission to meet safely in-person and to make in-person public meetings imminently risky to health and safety.

As noted above, under AB 361, local agency bodies were required to return to in-person meetings on October 1, 2021, unless they chose to continue with fully teleconferenced meetings and made the prescribed findings related to the existing state of emergency. At its meetings of November 17, 2021, January 19, 2022, March 16, 2022, April 20, 2022, May 18, 2022, June 15, 2022, July 20, 2022, September 21, 2022, and November 16, 2022 the Commission adopted a resolution wherein the Commission found, among other things, that as a result of the continuing COVID-19 state of emergency, meeting in-person would present imminent risks to the health or safety of attendees.

The November 17, 2021 resolution also directed staff to bring an item to the Commission at a subsequent meeting to consider making the findings required by AB 361 in order to continue meeting under its provisions.

### **Recommended Commission Action by Resolution**

Adopt a resolution finding that, as a result of the continuing COVID-19 pandemic state of emergency, meeting in-person would present imminent risks to the health or safety of attendees.

### **Attachments**

- A. Resolution finding that, as a result of the continuing COVID-19 pandemic state of emergency declared by Governor Newsom, meeting in-person for meetings of the San Mateo Local Agency Formation Commission would present imminent risks to the health and safety of attendees.

## RESOLUTION NO. 1300

**RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION  
OF THE COUNTY OF SAN MATEO  
FINDING THAT, AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC  
STATE OF EMERGENCY DECLARED BY GOVERNOR NEWSOM,  
MEETING IN PERSON FOR MEETINGS OF THE COMMISSION WOULD PRESENT IMMINENT RISKS TO THE  
HEALTH OR SAFETY OF ATTENDEES**

RESOLVED, by the Local Agency Formation Commission of the County of San Mateo, State of California, that

**WHEREAS**, on March 4, 2020, the Governor proclaimed pursuant to his authority under the California Emergency Services Act, California Government Code section 8625, that a state of emergency exists with regard to a novel coronavirus (a disease now known as COVID-19); and

**WHEREAS**, on June 4, 2021, the Governor clarified that the “reopening” of California on June 15, 2021 did not include any change to the proclaimed state of emergency or the powers exercised thereunder, and as of the date of this Resolution, neither the Governor nor the Legislature have exercised their respective powers pursuant to California Government Code section 8629 to lift the state of emergency either by proclamation or by concurrent resolution in the state Legislature; and

**WHEREAS**, on March 17, 2020, Governor Newsom issued Executive Order N-29-20 that suspended the teleconferencing rules set forth in the California Open Meeting law, Government Code section 54950 et seq. (the “Brown Act”), provided certain requirements were met and followed; and

**WHEREAS**, on September 16, 2021, Governor Newsom signed AB 361 that provides that a legislative body subject to the Brown Act may continue to meet without fully complying with the teleconferencing rules in the Brown Act provided the legislative body determines that meeting in person would present imminent risks to the health or safety of attendees, and further requires that certain findings be made by the legislative body every thirty (30) days; and,

**WHEREAS**, the Local Agency Formation Commission of the County of San Mateo has an important governmental interest in protecting the health, safety and welfare of those who participate in its meetings; and,

**WHEREAS**, at its meeting of November 16, 2022, the Local Agency Formation Commission of the County of San Mateo adopted, by unanimous vote, a resolution wherein this Commission found, *inter alia*, that as a result of the continuing COVID-19 state of emergency, meeting in-person would present imminent risks to the health or safety of attendees; and

**WHEREAS**, the Local Agency Formation Commission of the County of San Mateo has not met since

its November 16, 2022 meeting; and

**WHEREAS**, the Commission has reconsidered the circumstances of the state of emergency and finds that the state of emergency continues to impact the ability of members of the Commission to meet in-person because there is a continuing threat of COVID-19 to the community, and because Commission meetings have characteristics that give rise to risks to health and safety of meeting participants (such as the increased mixing associated with bringing together people from across the community, the need to enable those who are immunocompromised or unvaccinated to be able to safely continue to participate fully in public governmental meetings, and the challenges with fully ascertaining and ensuring compliance with vaccination and other safety recommendations at such meetings); and

**WHEREAS**, in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, the Commission deems it necessary to find that meeting in-person would present imminent risks to the health or safety of attendees, and thus intends to invoke the provisions of AB 361 related to teleconferencing;

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that

1. The recitals set forth above are true and correct.
2. The Commission has reconsidered the circumstances of the state of emergency caused by the spread of COVID-19.
3. The Commission finds that the state of emergency caused by the spread of COVID-19 continues to directly impact the ability of members of the Commission to meet safely in person.
4. The Commission finds that meeting in-person would present imminent risks to the health or safety of attendees and directs staff to continue to agendize public meetings of the Commission only as online teleconference meetings.
5. Staff is directed to return at subsequent Commission meetings after the adoption of this resolution with an item for the Commission to consider making the findings required by AB 361 in order to continue meeting under its provisions.
6. Staff is directed to take such other necessary or appropriate actions to implement the intent and purposes of this resolution.

Regularly passed and adopted this \_\_\_\_ day of \_\_\_\_\_.

Ayes and in favor of said resolution:

Commissioners:

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Noes and against said resolution:

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Commissioners Absent and/or Abstentions:

Commissioners:

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Chair

Local Agency Formation Commission

County of San Mateo

State of California

ATTEST:

\_\_\_\_\_  
 Executive Officer  
 Local Agency Formation Commission

Date: \_\_\_\_\_

I certify that this is a true and correct copy of the resolution above set forth.

Date: \_\_\_\_\_

\_\_\_\_\_  
 Clerk to the Commission  
 Local Agency Formation Commission



## LOCAL AGENCY FORMATION COMMISSION

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January 11, 2023

**To:** LAFCo Commissioners  
**From:** Rob Bartoli, Executive Officer  
 Sofia Recalde, Management Analyst  
**Subject:** Adoption of LAFCo Special Study of Broadmoor Police District

### Summary and Background

This report is a Special Study for the Broadmoor Police Protection District (BPPD or the District). Section 56378 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides LAFCo with the authority to initiate and make studies of existing government agencies. The studies shall include but shall not be limited to, inventorying those agencies and determining their maximum service area and service capacities.

In 2015, San Mateo LAFCo adopted the North County Cities and Special District Municipal Service Review (MSR) and Sphere of Influence (SOI) Study, which included a review of the BPPD. As part of the 2022-2023 LAFCo workplan, the Commission authorized a special study of BPPD to evaluate operations and services provided by the District since the adoption of the MSR. This Special Study focuses on BPPD's operations, finances, and governance.

The Broadmoor Police Protection District was formed in 1948 to provide police and ambulance services to the unincorporated community of Broadmoor and surrounding incorporated area. In 1957, BPPD contracted with the Town of Colma to provide ambulance and radio dispatch services. That contract was amended in 1964 to include partial police protection services. In 1967, ambulance services were discontinued, and police patrol services to the Town of Colma ended in 1976, at which time Colma established its own full-time police department.

BPPD's service boundaries total 0.55 square miles and include the unincorporated area of Broadmoor Village and an unincorporated area adjacent to Colma. BPPD's service territory also includes three small parcels in unincorporated Daly City directly west of Broadmoor Village, each of which is developed with a single-family home.

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District's boundaries are irregular and include non-contiguous areas that resulted from annexation of areas to the City of Daly City over time. As these annexations occurred, the territory was concurrently detached from the BPPD since the City has a full-service police department. The BPPD service area includes single and multi-family housing, and commercial and retail development.

### *Governance*

BPPD was formed under California Health and Safety Code Sections 20000-20322. The BPPD is the only operational police district in California that employs its own officers.

The formation of new Police Protection Districts now is prohibited. Code Section 20007 of Health and Safety Code states: "No district shall be created or organized pursuant to this chapter after October 1, 1959. The organization, existence, or powers of any district heretofore created by, or organized pursuant to this chapter, shall continue to exist and any such district may exercise any of the powers conferred upon it by this chapter." Per Code Section 20008, "...any district in existence on January 1, 2008, in an unincorporated town, may protect and safeguard life and property, and may equip and maintain a police department, including purchasing and maintaining ambulances, and otherwise securing police protection."

BPPD is governed by a three-member Board of Commissioners elected by voters within the service district. The Commission meets monthly on the second Tuesday of each month.

### **Current Key Issues**

Key issues identified in compiling information on Broadmoor Police Protect District include the following:

- 1) BPPD has had significant budget deficits in five of the last six fiscal years for a total loss of \$1.4 million. BPPD's net position has been negative every year since the end of FY 17. The BPPD Commission has adopted unbalanced budgets for FY 17, FY 18, FY 19 and FY 23. To address the budget losses and unbalanced budgets, the District has relied on the fund balance to address these deficits. As such, the fund balance, the only reserve for the District, has been drawn down over the past several budgets. The District currently projects a budget deficit of approximately \$450,000 for FY22-23.
- 2) BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.
- 3) The District does have independent audits which are shared with staff and Board members; however it does not appear that these audits are agenzized for discussion at Board meetings.
- 4) BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles.
- 5) The lack of long-term fiscal plans, budget deficits, and growing costs to the District may negatively impact service delivery.

- 6) BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (Excess ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in 2000. Excess ERAF comprises 12% of the District's overall budget and is considered to be an unstable revenue source.
- 7) The District has a high officer to population ratio, but also has high cost for calls for service per police officer.
- 8) In response to a Brown Act lawsuit, the District has now implemented procedures and policies regarding the hiring of new Police Chiefs/General Managers.

### **Proposed Special Study Recommendations**

For the Circulation Draft of this Special Study, LAFCo has the following determinations and recommendations:

#### **Capacity and Adequacy of Public Facilities and Services Summary and Recommendations**

BPPD provides police protection to the unincorporated area of Broadmoor Village and an unincorporated area adjacent to Colma. BPPD operates with 8 full-time sworn officers, including a Commander of Police and Chief of Police, 6 per-diem officers, which include a training manager lieutenant and investigations sergeant, 7 volunteers, and one administrative staff member. The District has a higher ratio of officer per 1,000 persons compared to the City of Daly City, but the cost for service call per police officer is more than four times the amount for BPPD.

#### *Recommendations*

- 1) The District should explore cost sharing with adjacent cities or other alternatives to contract for or consolidate services to reduce costs.
- 2) The District may consider developing and monitoring performance measures, which could include measurements of response times for calls and volume of calls to demonstrate the benefit of the higher costs associated with higher levels of performance.

#### **Financial Ability Summary and Recommendations**

BPPD has had significant budget deficits in five of the last six fiscal years. BPPD's net position has been negative every year since the end of FY 17. The BPPD Commission has adopted unbalanced budgets for FY 17, FY 18, FY 19 and FY 23. For these budget losses and unbalanced budgets, the District has relied on the fund balance to address these deficits. As such, the fund balance, the only reserve for the District, has been drawn down over the past several budgets.

BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.

The District does have independent audits which are shared with staff and Board members, however it does not appear that these audits are agenzized for discussion at Board meetings. Delays in the timely production of audits can negatively impact budget preparation.

BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (Excess ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in

2000. Excess ERAF, which comprises 12% of the District's overall budget, is considered to be an unstable revenue source. Furthermore, the State has taken an interest in redirecting some Excess ERAF to the State, so there is risk that Excess ERAF may not be available in future years.

BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles. The District replaces vehicles as needed through its annual budget process and does not foresee the need for facility upgrades in the near future. The District does not currently have any adopted fiscal policies.

The District does not currently adopt a Gann Appropriation Limit, as was recommended in the 2015 MSR.

Although the District does not have outstanding debt, it does carry significant pension liabilities that may pose a threat to its long-term financial health. In addition, a lack of a reserve fund and the continuing use of the District's fund balance puts the District in a vulnerable position to withstand a financial crisis, such as an economic recession, termination of Excess ERAF or unexpected expenses, while still being able to maintain its high level of service. Should the District face insolvency, legacy costs like pension payments for current and retired personnel, would still need to be addressed by the agency that absorbs the provision of police protection services for Broadmoor. That agency would be entitled to receive District revenue, including the supplemental parcel tax, which could be used to pay for pension costs and other legacy costs.

#### *Recommendations*

- 1) Prepare a quarterly financial report which presents the District's financial condition in a user-friendly way so board members and staff can better understand financial data. At a minimum the financial data should include a balance sheet, income statement and a budget-to-actual report to detect potential errors. The reports should reference final actual numbers from the previous fiscal year and should be compared to budgeted numbers. In years where there are deficits, the impact to the District's fund balance should be discussed in the budget documents.
- 2) Develop long-term fiscal documents that will assist the District in planning for expenditures, such as retirement costs. The Board could engage in a strategic planning session that will help prioritize goals and review the District's fiscal ability to meet these goals.
- 3) Budget documents should show the amount of funds that are allocated to the District fund balance/reserve.
- 4) Independent audits should be presented to the Board for discussion at public meetings. The audit should include management letters and a review of any recommendations for the audit process and fiscal ability of the District. Audits should be conducted in a timely manner.
- 5) Develop accounting, financial, governance and general administrative polices to help guide its decision making in a consistent manner. This should include policy regarding the development of a reserve fund as well as a policy about how reserve funds are utilized.

- 6) Explore the development of a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles to help plan for long-term capital costs.
- 7) Consider allocating accounting and auditing services to two separate firms to enhance fiscal oversight and transparency.
- 8) Adopt annual Gann Appropriation Limit resolutions.
- 9) Explore ways to reduce reliance on Excess ERAF for routine District operations and maintenance and divert Excess ERAF to a reserve fund that the District can draw from for unexpected expenses.
- 10) The District should explore ways to address budget shortfalls and unbalanced budgets, either through enhanced revenue or reduced costs. This could be conducted along with the creation of long-term financial planning documents and discussions with residents and District employees about future funding and District services. It is recommended that BPPD conduct outreach and engagement with residents regarding the fiscal outlook for the District and potential changes to levels of service.
- 11) Post budget documents and audits on the District's website.

### **Accountability, Structure, and Efficiencies Summary**

Public meeting agendas are posted on the District's website, but staff reports are not typically available. The District does record Board meetings, but currently, the recordings are not posted to the website and are only available at cost to members of public who request copies. The Police Chief/General Manager provides all administrative and human resource function for the District.

In response to a Brown Act lawsuit, the District has now implemented procedures and policies regarding the hiring of new Police Chiefs/General Managers.

#### *Recommendations:*

- 1) LAFCo recommends the creation of staff reports for Board of Commissioners agenda items. The creation of staff reports for Board items can increase transparency and raise public awareness of the issues that are being reviewed and acted on by the Commissioners. The District could explore sharing services with cities or other special districts to assist in creating the staff reports and compiling an agenda packet.
- 2) Video/audio of Board meetings should be posted on the District's website for public viewing.
- 3) Provide Brown Act training for all Commissioners.
- 4) Explore hiring additional staff or consultants to perform human resource functions and administrative tasks, including budget support. These functions could also be shared services with neighboring agencies.
- 5) Post position salary and compensation data on the District's website.
- 6) Post contracts and hiring policies on District's website.

- 7) Develop accounting, financial, governance and general administrative polices to assist the Commission and District staff. This should include the creation of policies regarding meeting agendas and noticing, Brown Act training, and audit and budget review.

## **Service/Governance Options**

### *Status Quo*

District would remain as is, with a three-member elected board and police services provided by officers and staff hired by the District. However, based on LAFCo's review of recent BPPD audit and budget documents, it is probable that changes to the level of service provided by the District or the levels revenue or expenditures would need to change due to budget constraints in the future. The supplemental parcel tax could be increased on property owners to raise revenue, or service and operations could be cut to reduce expenditures. These will be decisions that the BPPD Commission will need to evaluate. As part of the review of the potential changes to services or an increase in revenue, BPPD should engage with the residents of Broadmoor to understand their views on these issues and on the District. If services were not able to be provided by BPPD, the San Mateo County Sheriff's Office or other neighboring agency may be able to assist, but BPPD should engage in discussions with those agencies if the need arises.

### *Merge Broadmoor Police Protection District with City of Daly City*

Merging BPPD with the City of Daly City (with concurrent annexation of BPPD's service territory) has the potential benefit of reducing overall service costs by eliminating duplicative staffing, administrative, and facility expenses. San Mateo LAFCo has identified Daly City (through adoption of the spheres of influence) as the long-term, logical service provider for both Broadmoor and unincorporated Colma. Daly City has its own full-service police department with its headquarters located less than one-quarter mile from the BPPD headquarters. Furthermore, the Broadmoor Unincorporated area is wholly surrounded by the City of Daly City and unincorporated Colma islands are fully bordered by Daly City on three sides and the Town of Colma.

### *Formation of a County Service Area (CSA) or a Community Services District (CSD) and Contract with the County or Daly City for Services*

The Broadmoor Village subdivision receives services from the County of San Mateo, Broadmoor Police Protection District and Colma Fire Protection District. The District could reorganize either to a County Service Area (a dependent district under the jurisdiction of the County) or as a Community Services District (an independent special district with a five-member board). The reorganized agency could contract for police services. As discussed in the 2015 MSR, the CSA or CSD could also consider contracting for fire and solid waste services.

### *Contracting with Another Agency without Reorganization*

An additional alternative for the District that was not included in the 2015 MSR is that the District could consider contracting for service with another public safety agency to provide police services to the BPPD service area. Under this scenario, no LAFCo action would be required to enter into a service contract and the District remains intact. In California, there are three remaining Police Protection Districts, BPPD, the Fig Garden Police Protection District, and the Orange Cove Police.

These two other districts, both located in Fresno County, contract with the Fresno County Sheriff's Office for enhanced police protection. The Board of Commissioners for these two districts continue to meet and the district themselves continue to operate.

BPPD could explore the option of contracting for service as a way for the District to better control costs and provide for improved economies of scale. Administrative functions such as Human Resources and payroll could be provided by the contracting agency and would no longer need to be provided by the District. Contracting with a public safety agency could also allow greater access to additional police resources and services for the Broadmoor community. While the scope of this special study does not include the fiscal analysis for contracting for services, if contracting is pursued, the District should analyze if there would be the potential for reducing or eliminating the special parcel tax.

### *Dissolution*

BPPD could also be dissolved, either through a petition from registered voters or property owners residing in the District, a resolution from the BPPD Commission or another affected agency, or by LAFCo. This would require a LAFCo process and in most cases, would be subject to a protest proceeding. If the District was dissolved and Broadmoor remained unincorporated, police services would be provided by the San Mateo County Sheriff's Office, similar to other unincorporated areas in the County. To pay for remaining legacy costs for the District, such as pension liability, the County of San Mateo could use the property tax and supplement property tax revenue that the District currently receives. In this case, revenue would still be collected to pay for legacy costs associated with BPPD even though the District would no longer be providing services.

### **Public/Agency Involvement**

The primary source of information used in this Special Study has been information collected from District staff, including crime logs, service maps, organizational charts, audits, budgets, CalPERS documents, policies, resolutions, MOUs, Commission meeting minutes, etc. BPPD submitted a response to the administrative draft of the special study on November 8, 2022 and staff has incorporated comments as appropriate into the draft circulation report.

LAFCo staff presented the special study to the BPPD Commission on January 10, 2023. LAFCo has also been invited to present to the Broadmoor Property Owners Association on January 19, 2023. While comments from members of the public and BPPD have not been submitted to LAFCo at the time of the publication of this report, it is anticipated that comments will be submitted to LAFCo in the near future. To allow for additional time for public outreach and comments, LAFCo staff recommends that the Commission continue this special study to the March 2023 LAFCo meeting.

### **California Environmental Quality Act**

This Special Study is categorically exempt from the environmental review requirements of the California Environmental Quality Act (CEQA) under Section 15303, Class 6, which allows for the of basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. This Special Study collects data for the purpose of evaluating municipal services provided by an agency. There are no land use changes or environmental impacts created by this study.

This Special Study is also exempt from CEQA under the section 15061(b)(3), the common sense provision, which state that CEQA applies only to projects which have the potential for causing a significant effect on the environment and where it is certain that the activity will have no possible significant effect on the environment, the activity is exempt from CEQA.

### **Recommendation**

Based on feedback from Commissioners since the last Commission meeting about outreach to Broadmoor residents, staff is recommending that this item be continued to the March 15, 2023 Commission meeting to allow for additional opportunities to coordinate outreach efforts, including noticing in local newspapers and meeting with the Broadmoor Property Owners Association.

1. Open the public hearing and accept public comment.
2. Provide Commissioner comment.
3. Direct the Executive Officer to continue community outreach efforts to Broadmoor residents.
4. Direct the Executive Officer to schedule the Final Special Study for the Broadmoor Police Protection District for a public hearing at the March 15, 2023, Commission meeting and circulate it with any necessary amendments to the County, cities, and independent special districts.

Alternatively, the Commission could choose to adopt the Special Study for the Broadmoor Police Protection District at the January 18, 2023 LAFCo meeting.

### **Attachments**

- A. Special Study for the Broadmoor Police Protection District with redlined comments
- B. Map of Broadmoor Police Protection District
- C. Resolution 1301
- D. Special Study Determinations



**LAFCo Special Study for the Broadmoor Police  
Protect District**

**Final Report**

**Released January 11, 2023**

LAFCo Special Study for the Broadmoor Police Protection District

**SUBJECT AGENCY:**

**Broadmoor Police Protect District**

388 88th Street

Broadmoor CA 94015-1717

Contact: John Duncan, Acting Chief of Police/District Manager

**CONDUCTED BY:**

San Mateo Local Agency Formation Commission

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Ric Lohman, Vice Chair, Special District Member

Kati Martin, Special District Member

Ray Mueller, County Member

Harvey Rarback, City Member

Warren Slocum, County Member

Tygarjas Bigstyck, City Member

Commission Alternates:

Vacant, Special District Member

James O'Neill, Public Member

Noelia Corzo, County Member

Vacant, City Member

Staff:

Rob Bartoli, Executive Officer

Sofia Recalde, Management Analyst

Angela Montes, Commission Clerk

Tim Fox, Legal Counsel

**Final**  
**LAFCo Special Study for**  
**Broadmoor Police Protection District**  
**January 11, 2023**

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## **Section 1: Introduction**

This report is a Special Study for the Broadmoor Police Protection District. Section 56378 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH or The Act) provides the Local Agency Formation Commission (LAFCO) with the authority to initiate and make studies of existing government agencies. The studies shall include but shall not be limited to, inventorying those agencies and determining their maximum service area and service capacities.

In 2015, San Mateo LAFCo adopted the North County Cities and Special District Municipal Service Review (MSR) and Sphere of Influence (SOI) Study, which included a review of the Broadmoor Police Protection District (BPPD). As part of the 2022-2023 LAFCo workplan, the Commission has authorized a special study of BPPD to evaluate operations and services provided by the District since the adoption of the Municipal Service Review. This Special Study focuses on BPPD's operations, finances, and governance.

## **Section 2. Summary of Key Issues**

Key issues identified in compiling information on Broadmoor Police Protection District include the following:

- 1) BPPD has had significant budget deficits in five of the last six fiscal years for a total loss of \$1.4 million. BPPD's net position has been negative every year since the end of FY17. The BPPD Commission has adopted unbalanced budgets for FY17, FY18, FY19 and FY23. To address the budget losses and unbalanced budgets, the District has relied on the fund balance to address these deficits. As such, the fund balance, the only reserve for the District, has been drawn down over the past several budgets. **The District currently projects a budget deficit of approximately \$450,000 for FY22-23.**
- 2) BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.
- 3) The District does have independent audits which are shared with staff and Board members; however it does not appear that these audits are agendaized for discussion at Board meetings.
- 4) BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles.
- 5) The lack of long-term fiscal plans, budget deficits, and growing costs to the District may negatively impact service delivery.
- 6) BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (Excess ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in 2000. Excess ERAF comprises 12% of the District's overall budget and is considered to be an unstable revenue source. **In addition, the State has taken an**

interest in potentially redirecting some Excess ERAF to the State. There is a risk that Excess ERAF may not be available in future years for local agencies.

- 7) The District has a high officer to population ratio, but also has high cost for calls for service per police officer.
- 8) In response to a Brown Act lawsuit, the District has now implemented procedures and policies regarding the hiring of new Police Chiefs/General Managers.
- 9) BPPD lacks fiscal, governance and administrative policies and procedures that would help address and potentially prevent many of the issues identified above.
- 10) The District should explore ways to address budget shortfalls and unbalanced budgets, either through enhanced revenue or reduced costs. This could be conducted along with the creation of long-term financial planning documents and discussions with residents and District employees about future funding and District services.

### **Section 3: Broadmoor Police Protection District**

#### **Background**

The Broadmoor Police Protection District was formed in 1948 to provide police and ambulance services to the unincorporated community of Broadmoor and surrounding incorporated area. In 1957, BPPD contracted with the Town of Colma to provide ambulance and radio dispatch services. That contract was amended in 1964 to include partial police protection services. In 1967, ambulance services were discontinued, and police patrol services to the Town of Colma ended in 1976 after Colma established its own full-time police department.

#### **Boundaries**

BPPD's service boundaries total 0.55 square miles and include the unincorporated area of Broadmoor Village and an unincorporated area adjacent to Colma. BPPD's service territory also includes three small parcels in unincorporated Daly City directly west of Broadmoor Village, each of which is developed with a single-family home (600 Washington Street, 620 Washington Street, and 1590 Annie Street) (Attachment A).

District's boundaries are irregular and include non-contiguous areas that resulted from annexation of areas to the City of Daly City over time. As these annexations occurred, the territory was concurrently detached from the BPPD since the City has a full-service police department. The BPPD service area includes single- and multi-family housing, and commercial and retail development.

#### **Enabling Legislation**

Broadmoor Police Protection District was formed under California Health and Safety Code Sections 20000-20322. The BPPD is the only operational police district in California that employs its own officers.

The formation of new Police Protection Districts now is prohibited. Code Section 20007 of Health and Safety Code states: "No district shall be created or organized pursuant to this chapter after October 1, 1959. The organization, existence, or powers of any district heretofore

created by, or organized pursuant to this chapter, shall continue to exist and any such district may exercise any of the powers conferred upon it by this chapter.” Per Code Section 2008, “...any district in existence on January 1, 2008, in an unincorporated town, may protect and safeguard life and property, and may equip and maintain a police department, including purchasing and maintaining ambulances, and otherwise securing police protection.”

**Structure and Governance**

BPPD is governed by a three-member Board of Commissioners elected by voters within the service district. The Commission meets monthly on the second Tuesday of each month. The District also publishes a newsletter and sends email updates from staff and the Board to residents of the District.

**Section 4: Areas of Review**

The boxes checked below are potentially significant, as indicated by “yes” or “maybe” answers to the key policy questions in the checklist and corresponding discussion on the following pages.

***1) Capacity and Adequacy of Public Facilities and Services***

Present and planned capacity of public facilities, adequacy of public services, and infrastructure needs or deficiencies including needs or deficiencies related to sewers, municipal and industrial water, and structural fire protection in any disadvantaged, unincorporated communities within or contiguous to the sphere of influence.	<b><i>Yes</i></b>	<b><i>Maybe</i></b>	<b><i>No</i></b>
a) Are there any deficiencies in agency capacity to meet service needs of existing development within its existing territory?			X
b) Are there any issues regarding the agency’s capacity to meet the service demand of reasonably foreseeable future growth?			X
c) Are there any concerns regarding public services provided by the agency being considered adequate?			X

**Discussion:**

a-c) Capacity to serve customers: BPPD operates out of its headquarters building located at 388 88th Street in Daly City, just outside of the District’s boundaries. The facility, completely rebuilt between 2001 and 2003, provides 3,000 square feet. Two other police department

headquarters are located in close proximity to the BPPD: (1) the Daly City Police Department headquarters, located at 333 90th Street, Daly City, is less than one-quarter mile from the BPPD headquarters; and (2) the Town of Colma Police Department headquarters, located at 1199 El Camino Real, Daly City, is approximately two miles away.

BPPD operates with 9 full-time sworn officers, including a Commander of Police and Chief of Police, 6 per-diem officers, which include a training manager lieutenant and investigations sergeant (per-diem officers can work only 960 hours per year), 7 volunteers, and one administrative staff member. Prior to 2021, BPPD had a reserve officer unit that was staffed with a minimum of 10 reserve officers. Per District staff, In October 2021, the reserve officer unit was decommissioned due a lack of participation by the reserve officers.

Since 2019, BPPD provides patrol services through 12-hour shifts, with two officers per shift. Per District staff, prior to 2019, assistance from the San Mateo County Sheriff’s Office was required to supplement BPPD patrols. Per-diem officers fill patrol vacancies as needed and also provide administrative functions for the District. BPPD is a signatory to the countywide emergency response joint powers authority (JPA) and has received assistance on a few occasions from neighboring police agencies as well as assisted other agencies when requested.

**Table 1. Officers Per Residents (as of 12/30/2022)**

Agency	Residents	Full Time-Officers	Officers Per 1,000 Residents
BPPD (FY21)	4,411	9	2.04
City of Daly City PD (FY22)	104,901	111	1.06
Town of Colma PD (FY22)	1,507	19	12.61
County Service Area 1 (Contacted with San Mateo County Sheriff) (FY22)	4,767	3 <sup>1</sup>	0.63

<sup>1</sup> The contract with County Service Area 1 (Highlands) includes 18 hours of patrol service, 12 deputy hours per day shift and six deputy hours per night shift seven days a week. Response outside of those hours is provided out of the San Mateo County Sheriff’s Office and response requiring more than one deputy or additional service such as detectives, etc. are funded by the Sheriff’s Budget

**Table 2. Comparison of Costs of Police Services**

Agency	Police Budget	Calls for Service	Cost per Call for Service
BPPD (FY21)	\$2,692,985	750 <sup>2</sup>	\$3,591
City of Daly City PD (FY22)	\$48,030,642	57,177	\$840
Town of Colma PD (FY22)	\$9,167,209	23,458	\$390
County Service Area 1 (Sheriff Service) (FY22)	\$866,555	2,110	\$411

The Broadmoor Police Protection District handles a variety of public assistance, patrol, traffic enforcement, as well as emergency Priority 1 response calls. The overall calls for service totaled approximately 750 calls and with a budget of \$2,692,985, that equates to \$3,591 per call response. This cost per call for service is more than four times the Daly City police department cost per call but is expected with BPPD’s higher rate of sworn officers per 1,000 residents (Table 1). This cost factor indicates that there may be an opportunity to consider cost sharing with adjacent cities or other alternatives to contract for or consolidate services to reduce costs.

**Capacity and Adequacy of Public Facilities and Services Summary and Recommendations**

BPPD provides police protection to the unincorporated area of Broadmoor Village and an unincorporated area adjacent to Colma. BPPD operates with 8 full-time sworn officers, including a Commander of Police and Chief of Police, 6 per-diem officers, which include a training manager lieutenant and investigations sergeant, 7 volunteers, and one administrative staff member. The District has a higher ratio of officer per 1,000 persons compared to the City of Daly City, but the cost for service call per police officer is more than four times the amount for BPPD.

*Recommendations*

- 1) The District should explore cost sharing with adjacent cities or other alternatives to contract for or consolidate services to reduce costs. Potential options are explored in more detail in Section 5 - Service/Governance Options.
- 2) The District may consider developing and monitoring performance measures, which could include measurements of response times for calls and volume of calls to demonstrate the benefit of the higher costs associated with higher levels of performance.

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<sup>2</sup> Estimate

**2) Financial Ability**

Financial ability of agencies to provide service	<b>Yes</b>	<b>Maybe</b>	<b>No</b>
a) Does the organization routinely engage in budgeting practices that may indicate poor financial management, such as overspending its revenues, failing to commission independent audits, or adopting its budget late?		X	
b) Is the organization lacking adequate reserve to protect against unexpected events or upcoming significant costs?		X	
c) Is the organization’s rate/fee schedule insufficient to fund an adequate level of service, and/or is the fee inconsistent with the schedules of similar service organizations?		X	
d) Is the organization unable to fund necessary infrastructure maintenance, replacement and/or any needed expansion?		X	
e) Is the organization lacking financial policies that ensure its continued financial accountability and stability?	X		
f) Is the organization’s debt at an unmanageable level?			X

a) Budget and Audit process:

The BPPD Commission reviews and adopts budget proposals each fiscal year. Budget proposals include anticipated revenue and expenditures for the upcoming fiscal year along with a summary of prior year revenues and expenditures. The District reports that it does not have a reserves fund and that the operating budget carries excess funds from one year to the next. The adopted budget proposals do not indicate how prior year surplus or losses impact the current year’s budget. BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.

Actual revenue and expenditures for each fiscal year can be found in the annual audit reports and are described in Table 3. The largest expenditures are employee salary and benefits, including CalPERS pension contributions. BPPD experienced a budget loss each year from FY17 through FY20. Although expenditures did not exceed revenue in FY21, the budget underestimated its expenditures by over \$300K. While not explicitly stated in budget

documents, it appears from audit documents that the District’s fund balance is being utilized to address these losses.

The BPPD Commission has adopted unbalanced budgets for FY17, FY18, FY19 and FY23. This was planned for this in FY17 (due to increased costs related to a lawsuit) and FY23 (increased insurance fees as result of lawsuits), but there were no explanations in FY18 and FY19. Although BPPD received more revenue than projected between FY17 through FY21, it underestimated annual expenditures from as little as \$134,183 in FY17 to as much as \$874,958 in FY20 (Figure 1). The budget items that were most significantly underestimated were salaries and wages, retirement, contracts, professional services and insurance (Table 4). While final audited actuals for FY21-22 are not available in review of data provided by the District and analyzed by LAFCo, it appears that BPPD experienced another year of budget deficits, with a loss of approximately \$280,000<sup>3</sup>. **The District currently projects a budget deficit of approximately \$450,000 for FY22-23 as presented in budget documents presented to the Commission by BPPD staff on January 10, 2023.**

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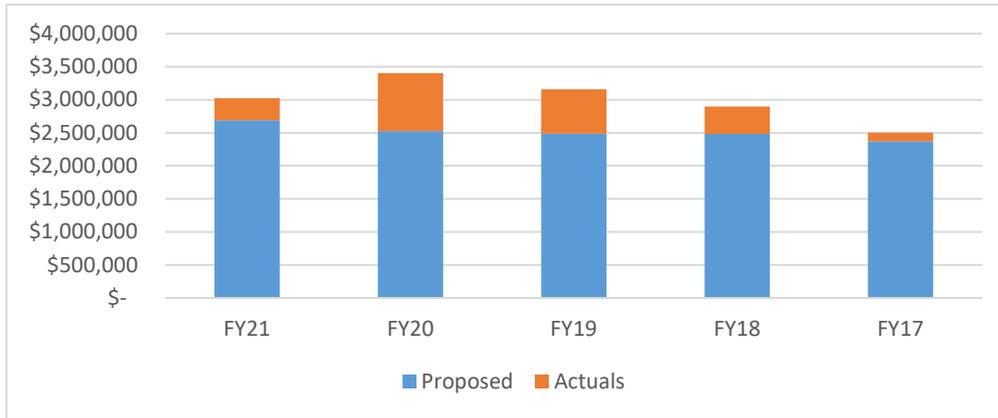
<sup>3</sup> BPPD Trail Balance for FY2021-2022

**Table 3. Actual FY17 through FY22 Year-end Revenues and Expenditures<sup>4</sup>**

	FY22	FY21	FY20	FY19	FY18	FY17
<b>Revenue</b>						
Property taxes	\$1,549,733	\$2,708,371	\$1,513,527	\$1,404,010	\$1,300,497	\$1,236,826
ERAF	\$566,781		\$420,737	\$395,540	\$302,068	\$267,015
Other special charges	\$716,207		\$684,129	\$651,210	\$651,210	\$620,852
Other misc.	\$330,845	\$330,142	\$330,963	\$356,781	\$406,283	\$331,749
<b>TOTAL REVENUE</b>	<b>\$3,163,566</b>	<b>\$3,038,513</b>	<b>\$2,949,356</b>	<b>\$2,807,541</b>	<b>\$2,660,058</b>	<b>\$2,456,442</b>
<b>Expenditures</b>						
Personnel	\$2,187,396	\$2,049,242	\$2,495,139	\$2,294,409	\$2,233,012	\$1,739,329
<i>Salary &amp; wages</i>			\$1,521,182	\$1,357,711	\$1,368,420	\$1,296,052
<i>Benefits</i>			\$973,957	\$936,698	\$864,592	\$443,277
Office expenses	\$83,777	\$920,274	\$189,449	\$207,209	\$138,999	\$327,396
Insurance	\$322,189		\$278,251	\$144,716	\$113,942	\$93,838
Professional contract services	\$597,638		\$231,142	\$210,465	\$220,765	\$200,193
Other professional services	\$136,952		\$78,072	\$194,551	\$120,209	\$65,652
Vehicle maintenance	\$70,831		\$131,583	\$106,928	\$72,393	\$78,845
Other	\$49,887	\$55,168				
<b>TOTAL EXPENDITURES</b>	<b>\$3,448,670</b>	<b>\$3,024,684</b>	<b>\$3,403,636</b>	<b>\$3,158,278</b>	<b>\$2,899,320</b>	<b>\$2,505,253</b>
<i>Surplus (loss)</i>	<i>(\$285,104)</i>	<i>\$13,829</i>	<i>(\$454,280)</i>	<i>(\$350,737)</i>	<i>(\$239,262)</i>	<i>(\$48,811)</i>

<sup>4</sup> Lamorena & Chang CPA audits for BPPD

**Figure 1. Proposed versus Actual Budget Expenditures for FY17 through FY20**



**Table 4. Proposed versus actual expenditures FY17-20**

Retirement	Proposed	Actual
FY17	\$246,895	\$238,795
FY18	\$536,345	\$515,608
FY19	\$395,672	\$603,300
FY20	\$393,226	\$682,820

Other professional services	Proposed	Actual
FY17	\$52,500	\$65,652
FY18	\$69,300	\$120,209
FY19	\$91,700	\$194,551
FY20	\$91,700	\$78,072

Contracts	Proposed	Actual
FY17	\$147,696	\$200,193
FY18	\$148,132	\$220,765
FY19	\$159,632	\$210,465
FY20	\$167,632	\$231,142

Insurance	Proposed	Actual
FY17	\$91,000	\$93,838
FY18	\$51,442	\$113,942
FY19	\$95,000	\$144,716
FY20	\$120,000	\$278,251

BPPD’s net position has been negative every year since the end of FY17. The amount of change in net position is volatile (e.g., a 23% decrease in FY17 and 490% decrease in FY19). This negative net position is due to the District’s liabilities exceeding its assets. The majority of this outstanding liability is related to long-term pension costs. **These long-term pension costs have continued to grow at a faster rate than assets.**

Between FY17 and FY20 the general fund balance decreased annually. The general fund increased minimally in FY21 by \$13,829 and reported an ending fund balance of \$1,104,416 at the end of FY21<sup>5</sup>.

Per the District’s audits, the District has had at least four years of consecutive net losses FY18 through FY21, totaling a reduction of \$1.3 million dollars in the District’s net position. Final audited actuals are not yet available for the fiscal year ending on June 30, 2022, however if the actuals from the District trail balance for FY21-FY22 and if the proposed FY22-23 budget is realized, the District’s fund balance will decrease to less than **\$400,000 by the end of this fiscal year. The District had negative cash on-hand for two months during FY22-23 and it is likely that the number of months of negative cash on-hand will increase in FY23-24 if revenue is not increased or expenditures reduced.**

Per the District’s audits and correspondence with District staff, one legal case is still pending, and there is a potential liability payment of \$750,000. If there is a payment, the District risk pool insurance will cover expense and settlements, but there may be impacts to liability insurance costs for the District with impacts to the District’s General Fund.

While the District does undertake independent audits, LAFCo staff was unable to determine if independent audits are brought to the District’s Board at a public meeting for review and approval. Per District staff, the audits are shared with staff and the Board, but past Board meeting agendas do not include these discussions. The same firm that conducts the District’s audits also acts as the accountant for BPPD.

The most recent audit for the fiscal year ending on June 30, 2021 was completed in June of 2022. Audits have typically taken a year to complete. Since the 2018 audit, there has not been a discussion about any recommendations in the audit process. In 2017 a separate Management Letter was drafted highlighting several recommendations for financial accounting, internal controls, depreciation, and the creation of several policies. While some of these were implemented, there is no follow up documentation in subsequent audits for the majority of these recommendations.

### *Pension Liability*

BPPD is currently contending with a CalPERS investigation in which CalPERS alleges that several retirees of the District received full-time compensation as employees while also receiving retirement benefits and two retirees received large lump sum payments in addition to their regular pay. In a letter submitted by CalPERS to BPPD, CalPERS “noted instances of non-compliance with employment of retire annuitants, publicly available pay schedules, and incorrect reporting or non-reporting of payrates, earnings, and special compensation.”<sup>6</sup>

In response, District staff has noted that they have initiated a more robust hiring process that includes a review of an employee’s status with CalPERS. The District is continuing to work with CalPERS to address this issue.

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<sup>5</sup> Lamorena & Chang CPA audits for BPPD

<sup>6</sup> CalPERS Office of Audit Services Employer Compliance Review – “Review of Broadmoor Police Protection District” December 2021

The District is seeing rising pension costs and increases to the District’s net pension liability (Table 5). At the end of FY21, BPPD’s net pension liability had increased \$638,612 since FY17, bringing the total long-term liabilities to \$3,301,465. BPPD offers four plans, a Safety Plan, a PEPRSA Safety Police Plan, a Miscellaneous Plan and a PEPRSA Miscellaneous Plan<sup>7</sup>. Currently, the largest liability is with the Safety Plan.

**Table 5. Annual Pension Contributions and Long-Term Pension Liability**

	<b>CalPERS Pension Contribution</b>	<b>Long-Term Pension Liability</b>	<b>Change from Prior Year</b>
FY21	\$571,490	\$3,301,465	\$237,944
FY20	\$682,820	\$3,063,521	\$167,823
FY19	\$603,300	\$2,895,698	\$(31,664)
FY18	\$515,608	\$2,927,362	\$ 309,509
FY17	\$238,795	\$2,617,853	Not available

In review of the FY22-23 BPPD budget, CalPERS Unfunded Liability is budgeted at \$224,742. However, CalPERS documents show the Unfunded Liability amount to be paid during this fiscal year to be \$287,891 across all plans.

*Other Post-Employment Benefits (OPEB)*

BPPD does not provide any other post-employment benefits for medical or life insurance.

b) Agency Reserves: The District does not have a reserve to protect against unexpected events or upcoming significant costs. Instead, the District relies on the fund balance for unanticipated expenses. As noted previously, budget documents do not track the fund balance amount.

c) Service charges and other revenue sources: BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in 2000.

In 1978, voters passed Proposition 13, which limited local agencies to a fixed 1% property tax, and each County Controller determines how to allocate the resulting revenues among various districts and agencies. The property tax revenue received by BPPD is unrestricted and can be used for all District business. Between FY17 and FY20 property taxes accounted for 50% of BPPD’s revenue. Property taxes are a consistent source of revenue but are subject to economic growth and decline.

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<sup>7</sup> The California Public Employees' Pension Reform Act (PEPRA), which took effect in January 2013, changes the way CalPERS retirement and health benefits are applied, and places compensation limits on members. The changes included setting a new maximum benefit, a lower-cost pension formula for safety and non-safety employees with requirements to work longer in order to reach full retirement age and a cap on the amount used to calculate a pension

The supplemental parcel tax is the second largest source of revenue and accounts for an average of 22% of BPPD's revenue. The parcel tax was established in 2005 after receiving voter approval from Broadmoor residents in 2000 and is restricted to police activities. The supplemental parcel tax is a reliable source of funding, as each parcel is subject to a flat fee annually. The tax includes an escalation factor of up to five percent (per fiscal year) based upon the Consumer Price Index. The FY22-23 rate for residential dwellings is \$483 and \$1,055.25 for commercial or industrial parcels. While the rate for FY22-23 is the same as FY21-22, the District is projecting more revenue to be collected in this fiscal year. There is no sunset date for this special parcel tax. Noticing is required every year to continue the existing rate, decrease or increase the rate. Per District staff, public hearing was held for the FY22-23 budget, which includes the parcel tax.

Between FY17 and FY20, Excess ERAF accounted for approximately 12% of BPPD's revenue and represents the District's third largest source of revenue<sup>8</sup>. BPPD receives this revenue through the County as part of the ERAF calculation that limits funding shifts to school districts. When property tax revenues exceed a calculated amount, excess funds are allocated to other agencies, like BPPD, that receive property taxes. The County Controller does not recommend that agencies budget these supplemental funds for ongoing operations as they are determined each year and are not a reliable source of revenue on an ongoing basis.

Furthermore, the State has taken an interest in redirecting some of the excess ERAF to the State and away from local agencies. In 2022, as part of the proposed California State Budget, Excess ERAF was proposed to be capped at current levels for cities and counties and completely eliminated for special districts. If this had passed, the loss of ERAF funds would reduce the District's revenue moving forward by 12%. While the proposal was not ultimately included in the State budget, the issue of Excess ERAF will continue to be of interest to the State as California is facing projected budget deficits in upcoming fiscal years.

Other sources of revenue include BPPD's trust fund, court fines, interest, grant revenue and bad debt recovery.

#### *Gann Appropriation Limits*

In 1979, California voters approved the Gann Appropriation Limit Initiative, which established requirements for cities, counties, and most special districts that used property taxes or proceeds from property taxes to calculate an appropriation limit each year to reduce the amount of growth in expenditures for each agency<sup>9</sup>. This requirement applies to all cities and districts that receive 12.5% or more of the 1% property tax. The District receives approximately 26% of the 1% property tax in District boundaries. A formula was developed to increase the

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<sup>8</sup> In the early 1990s, the Legislature permanently redirected a significant portion of the property tax revenue from cities, counties, and special districts to schools and community colleges. Revenue from ERAF is allocated to schools and community colleges to offset the funding these entities otherwise would receive from the state General Fund. In a few counties (including San Mateo), ERAF revenue is more than enough to offset all of the General Fund allocated to schools and community colleges. The portion of ERAF not needed for schools and community colleges is dispersed to other agencies in the county. The revenue shifted through this process is known as excess ERAF. (Source: California Legislative Analyst's Office)

<sup>9</sup> Government Code Section 7900 et seq.

limit by the change in agency population and the Consumer Price Index (CPI) from the prior year.

In the 2015 Municipal Service Review (MSR) for North County Cities and Special District, which included BPPD, noted that the District had not adopted an annual resolution setting the Gann Appropriation Limit. The MSR recommended that BPPD should complete an analysis of its Gann Appropriation Limit and adopt resolutions annual. In a review of records and correspondence from the BPPD Police Chief, resolutions for the Gann Appropriation Limit have not been adopted.

d) Infrastructure maintenance: BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles. The District replaces vehicles as needed through its annual budget process and does not foresee the need for facility upgrades in the near future.

e) Fiscal policies and administrative policies: Per District staff, BPPD does not have any adopted financial policies. The District does not have a Board-approved policy on setting reserves.

f) Agency debt: BPPD does not report any outstanding debt.

#### **Financial Ability Summary and Recommendations**

BPPD has had significant budget deficits in five of the last six fiscal years. BPPD's net position has been negative every year since the end of FY17. The BPPD Commission has adopted unbalanced budgets for FY17, FY18, FY19 and FY23. For these budget losses and unbalanced budgets, the District has relied on the fund balance to address these deficits. As such, the fund balance, the only reserve for the District, has been drawn down over the past several budgets.

BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.

The District does have independent audits which are shared with staff and Board members; however it does not appear that these audits are agendaized for discussion at Board meetings. Delays in the timely production of audits can negatively impact budget preparation.

BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (Excess ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in 2000. Excess ERAF, which comprises 12% of the District's overall budget, is considered to be an unstable revenue source. **Furthermore, the State has taken an interest in redirecting some Excess ERAF to the State, so there is risk that Excess ERAF may not be available in future years.**

BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles. The District replaces vehicles as needed through its annual budget process and does not foresee the need for facility upgrades in the near future. The District does not currently have any adopted fiscal policies.

The District does not currently adopt a Gann Appropriation Limit, as was recommended in the 2015 MSR.

Although the District does not have outstanding debt, it does carry significant pension liabilities that may pose a threat to its long-term financial health. In addition, a lack of a reserve fund and the continuing use of the District's fund balance puts the District in a vulnerable position to withstand a financial crisis, such as economic recession, termination of Excess ERAF or unexpected expenses, while still be able to maintain its high level of service. Should the District face insolvency, legacy costs like pension payments for current and retired personnel, would still need to be addressed by the agency that absorbs the provision of police protection services for Broadmoor. That agency would be entitled to receive District revenue, including the supplemental parcel tax, which could be used to pay for pension costs and other legacy costs.

### *Recommendations*

- 1) Prepare a quarterly financial report which presents the District's financial condition in a user-friendly way so board members and staff can better understand financial data. At a minimum the financial data should include a balance sheet, income statement and a budget-to-actual report to detect potential errors. The reports should reference final actual numbers from the previous fiscal year and should be compared to budgeted numbers. In years where there are deficits, the impact to the District's fund balance should be discussed in the budget documents.
- 2) Develop long-term fiscal documents that will assist the District in planning for expenditures, such as retirement costs. The Board could engage in a strategic planning session that will help prioritize goals and review the District's fiscal ability to meet these goals.
- 3) Budget documents should show the amount of funds that are allocated to the District fund balance/reserve.
- 4) Independent audits should be presented to the Board for discussion at public meetings. The audit should include management letters and a review of any recommendations for the audit process and fiscal ability of the District. Audits should be conducted in a timely manner.
- 5) Develop accounting, financial, governance and general administrative policies to help guide its decision making in a consistent manner. This should include policy regarding the development of a reserve fund as well as a policy about how reserve funds are utilized.
- 6) Explore the development of a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles to help plan for long-term capital costs.
- 7) Consider allocating accounting and auditing services to two separate firms to enhance fiscal oversight and transparency.
- 8) Adopt annual Gann Appropriation Limit resolutions.

- 9) Explore ways to reduce reliance on Excess ERAF for routine District operations and maintenance and divert Excess ERAF to a reserve fund that the District can draw from for unexpected expenses.
- 10) The District should explore ways to address budget shortfalls and unbalanced budgets, either through enhanced revenue or reduced costs. This could be conducted along with the creation of long-term financial planning documents and discussions with residents and District employees about future funding and District services. It is recommended that BPPD conduct outreach and engagement with residents regarding the fiscal outlook for the District and potential changes to levels of service.
- 11) Post budget documents and audits on the District’s website.

**3) Accountability, Structure, and Efficiencies**

Accountability for community service needs, including governmental structure and operational efficiencies	Yes	Maybe	No
a) Are there any issues with meetings being accessible and well publicized? Any failures to comply with disclosure laws and the Brown Act?		X	
b) Are there any issues with staff turnover or operational efficiencies?		X	
c) Is there a lack of regular audits, adopted budgets and public access to these documents?	X		

a) Public meetings governance: BPPD is governed by a three-member Board of Commissioners elected by voters within the service district. The Commission meets monthly on the second Tuesday of each month. Meetings are open to the public and are held in the BPPD headquarters. The District posts copies of meeting agendas to their website, however, the full meeting packet is not available. Currently, staff reports for agenda items are not produced.

While all Commission meetings are recorded, video or audio recordings of Commission meetings are not available on the District’s website. Per District staff, recordings are available upon request and the requesting party would be responsible for all costs associated in preparing the recordings.

In 2019, a BPPD Commissioner was appointed Police Chief by the Commission. During this selection process, the Commissioner participated in the search and selection for a new Police

Chief and “advocated for a non-agendized vote on the decision that would result in his appointment.”<sup>10</sup> The Commissioner was appointed to the Police Chief’s position on a 2-0 vote.

In 2021, this now former Commissioner and Police Chief plead no contest to Brown Act violations brought by the San Mateo County District Attorney’s Office.

b) Staffing: Per the BPPD staff, the District has been able to meet staffing requirements. While officers have left for different agencies, BPPD reports that they have been able to find qualified applicants to fill vacancies. District staff reports that training requirements have been met and a non-patrol staffer has been designated as training manager for the District.

The Police Chief/General Manager provides all administrative and human resource function for the District.

The District has a Memorandum of Understanding that covers all line personnel, civilian employees, and per-diems. The position of Chief of Police and Police Commander are covered by separate contracts. The BPPD Commission reviews and approves the initial contract and any amendments to the Chief of Police contract.

c) Audits and transparency: As of the publication of this report, the latest independent audits and budget documents are not available on the District’s website. The website does include budgets for 2016 through 2021, but the Fiscal Year 2021-2022 and 2022-2023 are not available. The only audit available for review on the District’s website is for FY 2017. In review of agenda and minutes for the District, LAFCo staff was unable to determine if independent audits are brought to the Commission for review and approval.

Lamorena & Chang CPA provides both accounting and independent auditing services to the District. While the County of San Mateo currently provides payroll services to the District, this contract will end on June 30, 2023. The District is searching for potential vendors to provide this service.

The Broadmoor Police Protection District’s website provides basic contact information, meeting notices, agendas, and minutes, and a community events calendar. However, agendas for 2022 are not available and copies of minutes and agendas are in various locations on the website. As mentioned previously, written staff reports are not created for agenda items.

While salary information for District positions is included in budget documents, adopted salary ranges for positions and classifications are not available on the District’s website.

### **Accountability, Structure, and Efficiencies Summary**

Public meeting agendas are posted on the District’s website, but staff reports are not typically available. The District does record Board meetings, but currently, the records are not posted to the website and are only available at cost to members of public who request copies. The Police Chief/General Manager provides all administrative and human resource function for the District.

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<sup>10</sup> Jason Green and Robert Salonga “Ex-Broadmoor police chief pleads no contest to conflict-of-interest charge” *The Mercury News* 8/4/2021

In response to a Brown Act lawsuit, the District has now implemented procedures and policies regarding the hiring of new Police Chiefs/General Managers.

*Recommendations:*

- 1) LAFCo recommends the creation of staff reports for Board of Commissioners agenda items. The creation of staff reports for Board items can increase transparency and raise public awareness of the issues that are being reviewed and acted on by the commissioners. The District could explore sharing services with cities or other special districts to assist in creating the staff reports and compiling an agenda packet.
- 2) Video/audio of Board meetings should be posted on the District's website for public viewing.
- 3) Provide Brown Act training for all Commissioners.
- 4) Explore hiring additional staff or consultants to perform human resource functions and administrative tasks, including budget support. These functions could also be shared services with neighboring agencies.
- 5) Post position salary and compensation data on the District's website.
- 6) Post contracts and hiring policies on District's website.
- 7) **Develop accounting, financial, governance and general administrative policies to assist the Commission and District staff. This should include the creation of policies regarding meeting agendas and noticing, Brown Act training, and audit and budget review.**

**Section 5. Service/Governance Options**

**In light of the fiscal, structural and administrative concerns raised above, a discussion of alternative service and governance options is pragmatic.** The 2015 MSR for BPPD identified three government structure alternatives for the District:

*Status Quo*

District would remain as is, with a three-member elected board and police services provided by officers and staff hired by the District. **However, based on LAFCo's review of recent BPPD audit and budget documents it is probable that changes to the level of service provided by the District or the levels revenue or expenditures would need to change due to budget constraints in the future. The supplemental parcel tax could be increased on property owners to raise revenue, or service and operations could be cut to reduce expenditures. These will be decisions that the BPPD Commission will need to evaluate. As part of the review of the potential changes to services or an increase in revenue, BPPD should engage with the residents of Broadmoor to understand their views on these issues and on the District. If services were not able to be provided by BPPD, the San Mateo County Sheriff's Office or other neighboring agency may be able to assist, but BPPD should engage in discussions with those agencies if the need arises.**

*Merge Broadmoor Police Protection District with City of Daly City*

Merging BPPD with the City of Daly City (with concurrent annexation of BPPD's service territory) has the potential benefit of reducing overall service costs by eliminating duplicative

staffing, administrative, and facility expenses. San Mateo LAFCo has identified Daly City (through adoption of the spheres of influence) as the long-term, logical service provider for both Broadmoor and unincorporated Colma. Daly City has its own full-service police department with its headquarters located less than one-quarter mile from the BPPD headquarters. Furthermore, the Broadmoor Unincorporated area is wholly surrounded by the City of Daly City and unincorporated Colma islands are fully bordered by Daly City on three sides and the Town of Colma.

*Formation of a County Service Area (CSA) or a Community Services District (CSD) and Contract with the County or Daly City for Services*

The Broadmoor Village subdivision receives services from the County of San Mateo, Broadmoor Police Protection District and Colma Fire Protection District. The District could reorganize either to a County Service Area (a dependent district under the jurisdiction of the County) or as a Community Services District (an independent special district with a five-member board). The reorganized agency could contract for police services. As discussed in the 2015 MSR, the CSA or CSD could also consider contracting for fire and solid waste services.

*Contracting with Another Agency without Reorganization*

An additional alternative for the District that was not included in the 2015 MSR is that the District could consider contracting for service with another public safety agency to provide police services to the BPPD service area. Under this scenario, no LAFCo action would be required to enter into a service contract and the District remains intact. In California, there are three remaining Police Protection Districts, BPPD, the Fig Garden Police Protection District, and the Orange Cove Police. These two other districts, both located in Fresno County, contract with the Fresno County Sheriff's Office for enhanced police protection. The Board of Commissioners for these two districts continue to meet and the district themselves continue to operate.

BPPD could explore the option of contracting for service as a way for the District to better control costs and provide for improved economies of scale. Administrative functions such as Human Resources and payroll could be provided by the contracting agency and would no longer need to be provided by the District. Contracting with a public safety agency could also allow greater access to additional police resources and services for the Broadmoor community. While the scope of this special study does not include the fiscal analysis for contracting for services, if contracting is pursued, the District should analyze if there would be the potential for reducing or eliminating the special parcel tax.

*Dissolution*

BPPD could also be dissolved, either through a petition from registered voters or property owners residing in the District, a resolution from the BPPD Commission or another affected agency, or by LAFCo. This would require a LAFCo process and in most cases, would be subject to a protest proceeding. If the District was dissolved and Broadmoor remained unincorporated, police services would be provided by the San Mateo County Sheriff's Office, similar to other unincorporated areas in the County. To pay for remaining legacy costs for the District, such as pension liability, the County of San Mateo could use the property tax and supplement property tax revenue that the District currently receives. In this case, revenue would still be collected to

pay for legacy costs associated with BPPD even though the District would no longer be providing services.

**Appendix A. Broadmoor Police Protection District Fact Sheet**

John Duncan, Acting Chief of Police

Broadmoor Police Protection District

388 88th Street

Daly City, CA 94015-1717

(650) 755-3840

*Date of Formed:* December 21, 1948

*Commissioners:* Three-member board of commissioners elected to four-year terms.

*Membership and Term Expiration Date:* James Kucharszky (December 2022), Ralph Hutchens (December 2022), and Marie Brizuela, (December 2024)

*Compensation:* No compensation to Commissioners

*Public Meetings:* The Commission meets the second Tuesday of every month at 7:00 pm at Broadmoor Police Protection District headquarters.

*Services Provided:* Police Protection

*Area Served:* 0.55 square miles

*Population:* Approximately 4,411

*Number of Personnel:* 8 full-time sworn officers, including a Chief of Police, 6 per-diem officers, which include a training manager lieutenant and investigations sergeant (per-diem officers can work only 960 hours per year), 7 volunteers, and one administrative staff member.

*Sphere of Influence:* Zero (Dissolution)

*Budget:* See the Broadmoor Police Protection District website page (<https://www.broadmoorpolice.com/>)

**Appendix B. References**

Broadmoor Police Projection District FY 2022-23 Financial Information January 10, 2023.

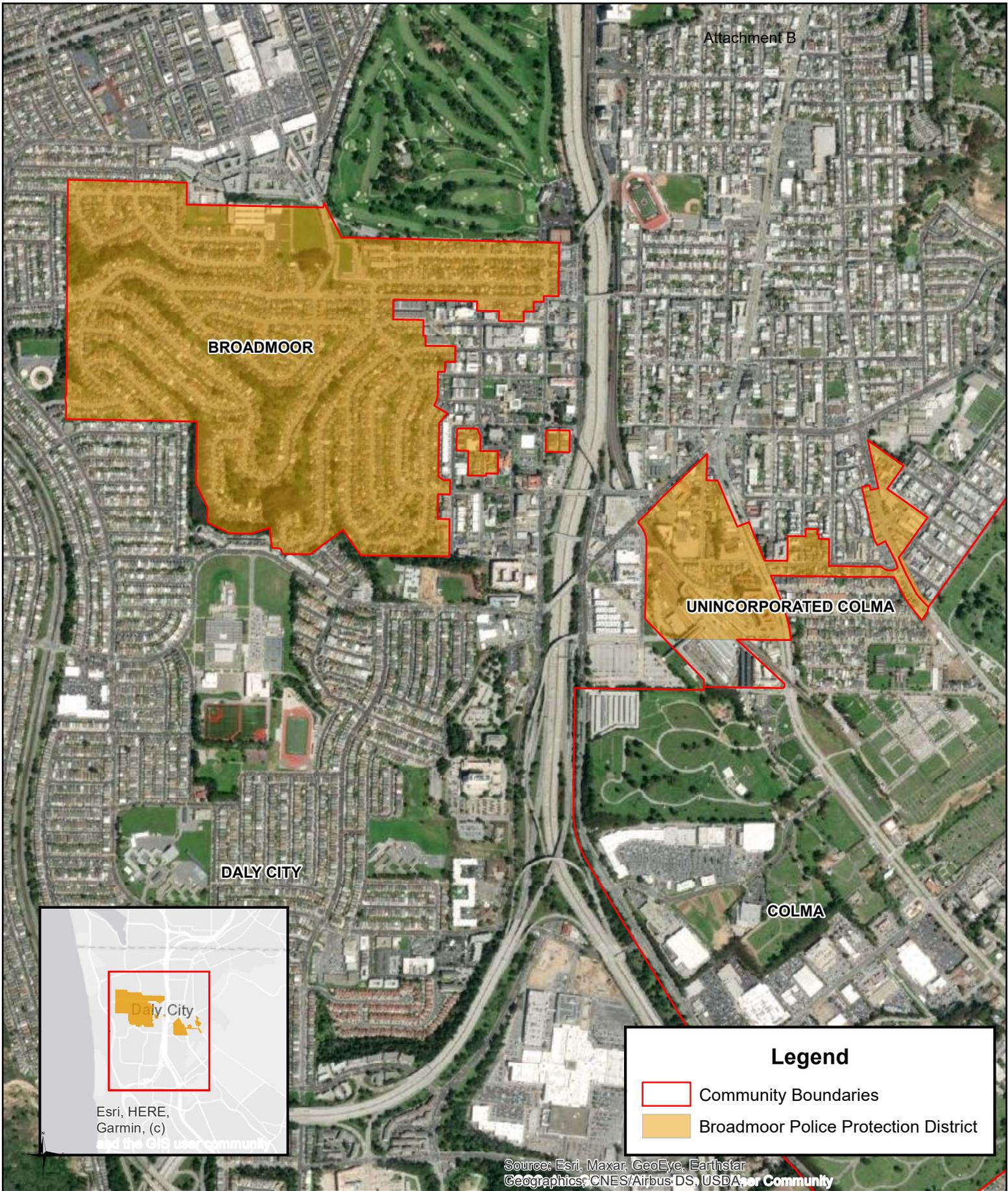
City Colma Police Department Budget and Calls for Service

City of Daly City Police Department Budget and Calls for Service

Melville, Mike (2022) Police Chief, Broadmoor Police Protection District. Personal Communication, Special Study Request for Information and Administrative Draft MSR response letters

San Mateo County Sheriff's Office and County Service Area 1 Budget and Calls for Service

San Mateo LAFCo "North County Cities and Special District Municipal Service Review and Sphere of Influence Study" September 16, 2015

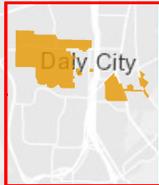


BROADMOOR

UNINCORPORATED COLMA

DALY CITY

COLMA



Esri, HERE, Garmin, (c) and the GIS user community

**Legend**

-  Community Boundaries
-  Broadmoor Police Protection District

Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus/DS, USDA, and the GIS user community

# Broadmoor Police Protection District

## RESOLUTION NO. 1301

**RESOLUTION OF THE LOCAL AGENCY FORMATION COMMISSION  
OF THE COUNTY OF SAN MATEO ADOPTING THE SPECIAL STUDY OF  
BROADMOOR POLICE PROTECTION DISTRICT**

RESOLVED, by the Local Agency Formation Commission of the County of San Mateo, State of California, that

**WHEREAS**, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, set forth in Government Code Section 56000 et seq., governs the organization and reorganization of cities and special districts by local agency formation commissions established in each county, as defined and specified in Government Code Section 56000 et seq.; and

**WHEREAS**, the Commission conducted a Special Study pursuant to Section 56378 of Broadmoor Police Protection District (BPPD); and

**WHEREAS**, the Executive Officer prepared a written report of the Special Study that was provided to the Commission and affected agencies; and

**WHEREAS**, the Executive Officer set a public hearing date for January 18, 2023, for the consideration of the Special Study and caused notice thereof to be posted, published and mailed at the times and in the manner required by law at least twenty-one (21) days in advance of the date; and

**WHEREAS**, the Commission heard and fully considered all the evidence presented at a public hearing held on January 18, 2023; and

**WHEREAS**, a public hearing by this Commission was held on the report and at the hearing this Commission heard and received all oral and written protests, objections and evidence which were made, presented or filed, and all persons present were given an opportunity to hear and be heard with respect to the proposal and the Executive Officer's report; and

**WHEREAS**, the Special Study is categorically exempt from the environmental review requirements of the California Environmental Quality Act (CEQA) under Section 15303, Class 6, which allows for basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. The Special Study collects data for the purpose of evaluating municipal services provided by an agency. There are no land use changes or environmental impacts created by this study.

The Special Study is also exempt from CEQA under the section 15061(b)(3), the common-sense

provision, which states that CEQA applies only to projects which have the potential for causing a significant effect on the environment and where it is certain that the activity will have no possible significant effect on the environment, the activity is exempt from CEQA; and

**NOW, THEREFORE**, the Local Agency Formation Commission of the County of San Mateo DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. By Resolution, the Commission accepts the Executive Officer's Report dated January 18, 2023, Final Special Study of Broadmoor Police Protection District, and all written comments and attachments incorporated herein and contained in attached "Exhibit A."

Section 2. By Motion, the Commission adopts the Special Study summary and recommendations set forth in "Exhibit B" which is attached and hereby incorporated by reference.

Regularly passed and adopted this \_\_\_\_ day of \_\_\_\_\_.

Ayes and in favor of said resolution:

Commissioners: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Noes and against said resolution:  
\_\_\_\_\_

Commissioners Absent and/or Abstentions:  
Commissioners: \_\_\_\_\_

\_\_\_\_\_  
Chair  
Local Agency Formation Commission  
County of San Mateo  
State of California

ATTEST:

Executive Officer  
Local Agency Formation Commission

Date: \_\_\_\_\_

I certify that this is a true and correct copy of the resolution above set forth.

Date: \_\_\_\_\_

\_\_\_\_\_  
Clerk to the Commission  
Local Agency Formation Commission

## Exhibit B

### Special Study for Broadmoor Police Protection District (BPPD) Summary and Recommendations

#### **Capacity and Adequacy of Public Facilities and Services**

BPPD provides police protection to the unincorporated area of Broadmoor Village and an unincorporated area adjacent to Colma. BPPD operates with 8 full-time sworn officers, including a Commander of Police and Chief of Police, 6 per-diem officers, which include a training manager lieutenant and investigations sergeant, 7 volunteers, and one administrative staff member. The District has a higher ratio of officer per 1,000 persons compared to the City of Daly City, but the cost for service call per police officer is more than four times the amount for BPPD.

#### *Recommendations*

- 1) The District should explore cost sharing with adjacent cities or other alternatives to contract for or consolidate services to reduce costs. Potential options are explored in more detail in Section 5 - Service/Governance Options.
- 2) The District may consider developing and monitoring performance measures, which could include measurements of response times for calls and call volume to demonstrate the benefit of higher costs associated with higher levels of performance.

#### **Financial Ability**

BPPD has had significant budget deficits in five of the last six fiscal years. BPPD's net position has been negative every year since the end of FY17. The BPPD Commission has adopted unbalanced budgets for FY17, FY18, FY19 and FY23. For these budget losses and unbalanced budgets, the District has relied on the fund balance to address these deficits. As such, the fund balance, the only reserve for the District, has been drawn down over the past several budgets.

BPPD does not prepare a separate report of actual revenue and expenditures at the end of each fiscal year. The District does not produce long-term financial planning documents for use in the budgeting process.

The District does have independent audits which are shared with staff and Board members, however it does not appear that these audits are agendaized for discussion at Board meetings. Delays in the timely production of audits can negatively impact budget preparation.

BPPD has three main revenue sources: 1) Property taxes, 2) Excess Education Revenue Augmentation Fund (Excess ERAF) and 3) a Supplemental parcel tax that BPPD voters approved in 2000. Excess ERAF, which comprises 12% of the District's overall budget, is considered to be an unstable revenue source. Furthermore, the State has taken an interest in redirecting some Excess ERAF to the State, so there is risk that Excess ERAF may not be available in future years.

BPPD does not have a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles. The District replaces vehicles as needed through its annual budget process and does not

foresee the need for facility upgrades in the near future. The District does not currently have any adopted fiscal policies.

The District does not currently adopt a Gann Appropriation Limit, as was recommended in the 2015 MSR.

Although the District does not have outstanding debt, it does carry significant pension liabilities that may pose a threat to its long-term financial health. In addition, a lack of a reserve fund and the continuing use of the District's fund balance puts the District in a vulnerable position to withstand a financial crisis, such as economic recession, termination of Excess ERAF or unexpected expenses, while still being able to maintain its high level of service. Should the District face insolvency, legacy costs like pension payments for current and retired personnel, would still need to be addressed by the agency that absorbs the provision of police protection services for Broadmoor. That agency would be entitled to receive District revenue, including the supplemental parcel tax, which could be used to pay for pension costs and other legacy costs.

#### *Recommendations*

- 1) Prepare a quarterly financial report which presents the District's financial condition in a user-friendly way so board members and staff can better understand financial data. At a minimum the financial data should include a balance sheet, income statement and a budget-to-actual report to detect potential errors. The reports should reference final actual numbers from the previous fiscal year and should be compared to budgeted numbers. In years where there are deficits, the impact to the District's fund balance should be discussed in the budget documents.
- 2) Develop long-term fiscal documents that will assist the District in planning for expenditures, such as retirement costs. The Board could engage in a strategic planning session that will help prioritize goals and review the District's fiscal ability to meet these goals.
- 3) Budget documents should show the amount of funds that are allocated to the District fund balance/reserve.
- 4) Independent audits should be presented to the Board for discussion at public meetings. The audit should include management letters and a review of any recommendations for the audit process and fiscal ability of the District. Audits should be conducted in a timely manner.
- 5) Develop accounting, financial, governance and general administrative policies to help guide its decision making in a consistent manner. This should include policy regarding the development of a reserve fund as well as a policy about how reserve funds are utilized.
- 6) Explore the development of a Master Plan, Strategic Plan or Capital Improvement Plan that plans for asset management and replacement, such as facility upgrade or repairs and replacement of equipment and vehicles to help plan for long-term capital costs.
- 7) Consider allocating accounting and auditing services to two separate firms to enhance fiscal oversight and transparency.
- 8) Adopt annual Gann Appropriation Limit resolutions.
- 9) Explore ways to reduce reliance on Excess ERAF for routine District operations and maintenance and divert Excess ERAF to a reserve fund that the District can draw from for unexpected expenses.
- 10) Post budget documents and audits on the District's website.

## **Accountability, Structure and Efficiencies**

Public meeting agendas are posted on the District's website, but staff reports are not typically available. The District does record Board meetings, but currently, the records are not posted to the website and are only available at cost to members of public who request copies. The Police Chief/General Manager provide all administrative and human resource functions for the District.

In response to a Brown Act lawsuit, the District has now implemented procedures and policies regarding the hiring of new Police Chiefs/General Managers.

### *Recommendations*

- LAFCo recommends the creation of staff reports for Board of Commissioners agenda items. The creation of staff reports for Board items can increase transparency and raise public awareness of the issues that are being reviewed and acted on by the Commissioners. The District could explore sharing services with cities or other special districts to assist in creating the staff reports and compiling an agenda packet.
- Video/audio of Board meetings should be posted on the District's website for public viewing.
- Provide Brown Act training for all Commissioners.
- Explore hiring additional staff or consultants to perform human resource functions and administrative tasks, including budget support. These functions could also be shared services with neighboring agencies.
- Post position salary and compensation data on the District's website.
- Post contracts and hiring policies on District's website.
- Develop accounting, financial, governance and general administrative policies to assist the Commission and District staff. This should include the creation of policies regarding meeting agendas and noticing, Brown Act training, and audit and budget review.

## **Service/Governance Options**

### *Status Quo*

District would remain as is, with a three-member elected board and police services provided by officers and staff hired by the District. However, based on LAFCo's review of recent BPPD audit and budget documents, it is probable that changes to the level of service provided by the District or the levels revenue or expenditures would need to change due to budget constraints in the future. The supplemental parcel tax could be increased on property owners to raise revenue, or service and operations could be cut to reduce expenditures. These will be decisions that the BPPD Commission will need to evaluate. As part of the review of the potential changes to services or an increase in revenue, BPPD should engage with Broadmoor residents to understand their views on these issues and on the District. If services were not able to be provided by BPPD, the San Mateo County Sheriff's Office or other neighboring agency may be able to assist, but BPPD should engage in discussions with those agencies if the need arises.

### *Merge Broadmoor Police Protection District with City of Daly City*

Merging BPPD with the City of Daly City (with concurrent annexation of BPPD's service territory) has the potential benefit of reducing overall service costs by eliminating duplicative staffing, administrative, and

facility expenses. San Mateo LAFCo has identified Daly City (through adoption of the spheres of influence) as the long-term, logical service provider for both Broadmoor and unincorporated Colma. Daly City has its own full-service police department with its headquarters located less than one-quarter mile from the BPPD headquarters. Furthermore, the Broadmoor Unincorporated area is wholly surrounded by the City of Daly City and unincorporated Colma islands are fully bordered by Daly City on three sides and the Town of Colma.

*Formation of a County Service Area (CSA) or a Community Services District (CSD) and Contract with the County or Daly City for Services*

The Broadmoor Village subdivision receives services from the County of San Mateo, Broadmoor Police Protection District and Colma Fire Protection District. The District could reorganize either to a County Service Area (a dependent district under the jurisdiction of the County) or as a Community Services District (an independent special district with a five-member board). The reorganized agency could contract for police services. As discussed in the 2015 MSR, the CSA or CSD could also consider contracting for fire and solid waste services.

*Contracting with Another Agency without Reorganization*

An additional alternative for the District that was not included in the 2015 MSR is that the District could consider contracting for service with another public safety agency to provide police services to the BPPD service area. Under this scenario, no LAFCo action would be required to enter into a service contract and the District remains intact. In California, there are three remaining Police Protection Districts, BPPD, the Fig Garden Police Protection District, and the Orange Cove Police. These two other districts, both located in Fresno County, contract with the Fresno County Sheriff's Office for enhanced police protection. The Board of Commissioners for these two districts continue to meet and the district themselves continue to operate.

BPPD could explore the option of contracting for service as a way for the District to better control costs and provide for improved economies of scale. Administrative functions such as Human Resources and payroll could be provided by the contracting agency and would no longer need to be provided by the District. Contracting with a public safety agency could also allow greater access to additional police resources and services for the Broadmoor community. While the scope of this special study does not include the fiscal analysis for contracting for services, if contracting is pursued, the District should analyze if there would be the potential for reducing or eliminating the special parcel tax.

*Dissolution*

BPPD could also be dissolved, either through a petition from registered voters or property owners residing in the District, a resolution from the BPPD Commission or another affected agency, or by LAFCo. This would require a LAFCo process and in most cases, would be subject to a protest proceeding. If the District was dissolved and Broadmoor remained unincorporated, police services would be provided by the San Mateo County Sheriff's Office, similar to other unincorporated areas in the County. To pay for remaining legacy costs for the District, such as pension liability, the County of San Mateo could use the property tax and supplement property tax revenue that the District currently receives. In this case, revenue would still be collected to pay for legacy costs associated with BPPD even though the District would no longer be providing services.



## LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

January 11, 2023

**To:** LAFCo Commissioners

**From:** Rob Bartoli, Executive Officer  
Sofia Recalde, Management Analyst

**Subject:** Consideration of a contract with V.W. Housen & Associates to conduct a peer review of the technical memorandum prepared by Freyer & Laureta included in the City of East Palo Alto application to establish the East Palo Alto Sanitary District as a subsidiary district of the City

### Background

LAFCo initiated a Municipal Service Review (MSR) and Sphere of Influence (SOI) Update for the City of East Palo Alto (City), East Palo Alto Sanitary District (EPASD) and West Bay Sanitary District (WBSD) on May 19, 2021. The MSR was requested by developers and residents of East Palo Alto in response to their inability to obtain sewer connections for pending development projects in the City. LAFCo entered into an agreement with Berkson Associates in association with Policy Consulting Associates, LLC to complete the MSR. The MSR included determinations for each agency. The following are several of the determinations for EPASD that were adopted by the Commission on June 15, 2022:

- EPASD, managed by a locally elected Board of Directors, has provided sewer services continuously for over 80 years and its sewer rates are nearly the lowest in the County at half the median sewer rate for sewer service providers in the region.
- EPASD's engineering consultants, working under the direction of the EPASD General Manager, predict sanitary sewer overflows (SSOs) could occur at 38 manholes due to surcharge conditions in many of its pipes during a peak storm event under existing land use conditions.
- The Capital Improvement Program proposed in the 2021 Addendum does not identify improvement priorities, timing or methods of funding; the absence of implementation planning could pose a future risk to existing residents in the event of a major storm event.

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT

**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY

**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

- Funding options exist to upgrade EPASD infrastructure to reduce sewer overflow risks.
- Lack of EPASD capital improvement implementation stalls the City of East Palo Alto's General Plan, effectively blocking needed new housing, commercial development and new tax revenues to improve City services.
- New development should fund the cost of increased system capacity required by increased flows. This funding should be phased with implementation of EPASD-funded improvements.
- Governance options exist that could align provision of sewer services with other community interests and municipal functions, increase representation, transparency and public outreach, result in potential cost savings to ratepayers, and improve sewer infrastructure and services.

The MSR made twelve recommendations to EPASD for their consideration, including recommendations to update capacity charges, develop a Capital Improvement Financing Plan and pursue grants and low-interest loans to support capital improvements.

The MSR also included a recommendation to the City to consider forming a subsidiary district from EPASD, where the City Council would act as the governing body of the District. The MSR recommended the City explore this option as a way to improve coordination between land use planning and implementation of much needed sewer capacity and capital improvements to the system.

### **Summary**

On October 18, 2022, the East Palo Alto City Council adopted a resolution of an application to establish EPASD as a subsidiary district of the City. On November 10, 2022, staff received an application from the City to establish EPASD as a subsidiary district of the City. The City's proposal is aligned with a recommendation from the recently completed MSR/SOI update for the City, EPASD and WBSD to consider establishing EPASD as a subsidiary district to enable funding of capital projects to address deficiencies and capacity constraints that are hindering development in East Palo Alto.

The City's application to LAFCo contains a technical memorandum prepared by Freyer & Laureta (F&L) consulting firm that outlines its plan for capital improvements to address capacity and development issues and proposes a budget for the capital improvements and ongoing operations & maintenance if EPASD were to become a subsidiary district of the City. Staff is seeking an engineering consultant to conduct a peer to ensure that the proposed capital improvements align with best practices and industry standards and that the proposed budget is appropriate to complete the needed capital improvements and fund ongoing operations and maintenance. Staff sent solicitation emails to five engineering consulting firms, received interest from two firms and received one proposal from V.W Housen & Associates.

The term of the contract with V.W. Housen & Associates will be January 18, 2023 to June 30, 2023. Consultant will complete the literature review and analysis (Tasks 1-4) by February 3, 2023. Staff may request that the consultant participate virtually at a future meeting to provide subject matter expertise (Optional Task 5), if needed.

**Budget Impact**

The budget for base services totals \$9,100. If needed, staff may request V.W Housen to provide subject matter expertise and participate in virtual meetings for an additional 5 hours (\$1,625). The contract totals a not-to-exceed amount of \$10,725. The peer review will be funded using the application fees received from the City of East Palo and will not impact LAFCo's general budget.

**Recommended Commission Action by Motion**

Authorize the Executive Officer to enter into a contract with the consulting firm, V.W. Housen & Associates, to conduct a peer review of the technical memorandum prepared F&L included in the City of East Palo Alto application to establish the EPASD as a subsidiary district of the City

**Attachments**

- A. Contract with V.W. Housen & Associates

**AGREEMENT FOR PROFESSIONAL SERVICES  
BETWEEN COUNTY OF SAN MATEO LAFCO AND  
V. W. HOUSEN & ASSOCIATES, INC.**

THIS AGREEMENT, hereinafter referred to as “Agreement,” is formally entered into on this 18<sup>th</sup> day of January, 2023, by and between County of San Mateo Local Agency Formation Commission (“LAFCO”), hereinafter referred to as “Client”, and. V.W. Housen & Associates, Inc., hereinafter referred to as “Consultant.”

WITNESSETH:

WHEREAS, Client requires a limited peer review of documents related to East Palo Alto Sanitary District and City of East Palo Alto, as described in the proposal included as Exhibit A; and

WHEREAS, Consultant has available and offers to provide expertise necessary to accomplish such work as may be requested by Client; and

NOW, THEREFORE, Client and Consultant agree as follows:

I. DESCRIPTION OF PROJECT AND SCOPE OF SERVICES

Consultant is retained to provide the services to Client described in Exhibit A, which involves a peer review of the client Memorandum titled, “Sanitary Sewer Capital Improvement and Operation Plan Development, East Palo Alto, California” (“F&L Memo”), responses to eight questions presented in the December 15, 2022 email from LAFCO to Consultant, and as-needed hourly services for follow-on questions or meeting attendance.

II. TIME FOR COMPLETION

The work shall be completed by June 30, 2023.

III. COMPENSATION

For services to be performed by Consultant, Client agrees to pay, and Consultant agrees to accept, payment in accordance with the Consultant’s Billing Rate Schedule that is the most current as of the date that services are provided. Consultant shall invoice Client on a time and materials cost basis for services provided under this Agreement. Base services shall not exceed \$9,100, plus contingency hours to be paid per the rate schedule for virtual meeting participation up to 5 additional hours outside base services for a total not-to-exceed budget of \$10,725 (See Exhibit A). Time worked will be rounded up to the nearest 15 minute increment. Consultant will invoice the Client on a monthly basis. All work related to or required for testimony will be invoiced as an expert witness. Client shall pay such invoices within thirty (30) days after their receipt. The 2023 Billing Rate Schedule is included as Exhibit B.

IV. RESPONSIBILITY OF CLIENT

Client agrees to furnish to Consultant all needed studies, reports, documentation, information, and other available data pertinent to the Consultant's services, and Consultant shall be entitled to use and rely upon all such information and services provided by Client or others in performing Consultant's services under this Agreement.

Client shall arrange for access to and make all provisions for Consultant to enter upon public and private property as required for Consultant to perform services hereunder.

V. RESPONSIBILITY OF CONSULTANT

Consultant agrees that in undertaking the duties to perform hereunder, it shall act as an independent consultant for and on behalf of Client. Client shall not direct the work and means for accomplishment of the services and work to be performed hereunder. Client, however, retains the right to require that work performed by Consultant meet specific standards without regard to the manner and means of accomplishment thereof.

VI. INDEMNIFICATION

To the fullest extent permitted by law, Consultant shall indemnify and hold harmless Client and their directors, officers, and employees from and against claims, damages, losses, and expenses (including reasonable attorneys' fees), arising out of performance of the work, to the extent that any such claim, damage, loss, or expense is caused by negligent acts or omissions of Consultant, any subconsultant employed directly by Consultant, anyone directly or indirectly employed by any of them, or anyone for whose acts they may be liable.

VII. INSURANCE

Consultant shall procure and maintain the following insurance policies, each of which shall provide primary coverage with respect to work performed under this Agreement.

A. **Comprehensive General Liability Insurance.** Insurance including premises/operations, products/completed operations, blanket contractual, and broad form property damage liability coverages. The combined single limit for bodily injury and property damage shall not be less than \$1,000,000 per occurrence, and \$2,000,000 per year in aggregate.

B. **Automobile Bodily Injury and Property Damage Liability.** Insurance covering owned (if any), non-owned, rented, and leased cars. The limit shall not be less than \$1,000,000 per occurrence.

C. **Workers Compensation and Employers Liability.** Insurance as prescribed by applicable law, including liability under the Longshoreman's and Harbor Workers' Act and Jones Act, if applicable. The employer's liability limit shall not be less than \$1,000,000.

D. Professional Liability Insurance. Insurance covering losses resulting from errors or omissions of the Consultant. The limit of liability shall not be less than \$1,000,000 per claim and in the aggregate.

#### VIII. ASSIGNMENT

This agreement is binding on and shall inure to the benefit of the heirs, successors, and assigns of the parties hereto. This agreement may not be assigned by either client or consultant without prior written consent of the other.

#### IX. TERMINATION

Client may terminate this agreement for its convenience. Consultant shall be compensated for completed and useful work performed to the date of termination.

#### ~~X. ARBITRATION~~

~~All claims, and other matters in question between the parties to this Agreement arising out of or relating to this Agreement or the breach thereof, which are not disposed of by mutual agreement, shall be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association. No arbitration arising out of or relating to this Agreement shall include any person not a party to this Agreement except by written consent signed by the parties hereto and persons to be joined. This agreement to arbitrate shall be specifically enforceable under prevailing arbitration law.~~

~~Notice of demand for arbitration shall be filed in writing with the other parties to this Agreement and with the American Arbitration Association. The demand shall be made within a reasonable time after the claim, dispute, or other matter in question has arisen, but in no event after the date when the institution of legal or equitable proceedings would be barred by the applicable statute of limitations. The award rendered by arbitrators shall be final, and judgment may be entered in accordance with applicable law in any court having jurisdiction.~~

#### XI. LIABILITY LIMITATION PROVISION

Should Consultant or any of its officers, employees, or agents be found to have been negligent in the performing of professional services or work, or to have breached any express or implied warranty, breached any representation or any provision of this Agreement, Client, all persons or entities claiming through Client and all persons or entities claiming to have in any way relied upon or been damaged by Consultant's services or work agree that the maximum aggregate total amount of the liability of Consultant, its officers, employees and agents shall be limited to the total amount of the fee paid to Consultant by Client for its work performed with respect to the project, or \$50,000, whichever is greater. The agreement price is predicated on this limitation of liability. Should Client object to this provision, then the Agreement price will be renegotiated by Client to account for the increase in the Consultant's potential liability. Any objection by Client to this limitation on liability must be conveyed to Consultant before Client's acceptance of this Agreement.

~~XI.X.~~ INTEGRATION

This agreement represents the entire understanding of Client and Consultant as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters covered hereunder. This Agreement may not be modified or altered except in writing, signed by both parties.

~~XII.XI.~~ SUBCONTRACTS

No subcontract shall be awarded by Consultant until prior written approval is obtained from the District.

~~XIII.XII.~~ UNCONTROLLABLE FORCES

Neither Client nor Consultant shall be considered to be in default of this Agreement if delays in or failure of performance shall be due to uncontrollable forces, the effect of which, by the exercise of reasonable diligence, the non-performing party could not avoid. The term “uncontrollable forces” shall mean any event which results in the prevention or delay of performance by a party of its obligations under this Agreement and which is beyond the control of the non-performing party. It includes, but is not limited to, fire, flood, earthquake, storms, lightning, epidemic, war, riot, civil disturbance, sabotage, inability to procure permits, licenses, or authorizations from any state, local or federal agency or person for any of the supplies, materials, accesses, or services required to be provided by the other party to this Agreement, strikes (except strikes of Consultant’s employees), work slowdowns or other labor disturbances not involving Consultant’s employees, and judicial restraint.

~~XIV.XIII.~~ GOVERNING LAW

This agreement shall be governed by and construed in accordance with the laws of the State of California. If any part of this Agreement is found to conflict with applicable laws, such part shall be inoperative, null, and void insofar as it is in conflict with said laws, but the remainder of this Agreement shall be in full force and effect.

Agreement Between County of San Mateo LAFCO and VWHA  
F&L Memorandum Review

IN WITNESS THEREOF, the parties hereto have made and executed this Agreement as of the day and year first above written.

V. W. HOUSEN & ASSOCIATES, INC.

COUNTY OF SAN MATEO LAFCO

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

Vivian Housen  
\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Printed Name

Principal  
\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

## Exhibit A

Consultant shall provide the following services:

Conduct a peer review of the technical memorandum prepared by Freyer and Laureta (F&L) included in the City of East Palo Alto application to establish the East Palo Alto Sanitary District (EPASD) as a subsidiary district of the City. To accomplish this, Contractor will complete the following tasks:

Task 1: Review of the Existing Documents: Contractor shall review several documents referenced in the technical memo, which will be provided by LAFCo, including items 1, 2,3,4,8,10 and 11.

Time to complete: 4 hours

Task 2: Review Capital Improvement Plan as presented in the F&L memo and respond to the questions posed by LAFCO related to the project scope, budget and schedule.

Time to complete: 8 hours

Task 3: Review Operations and Maintenance Budget as presented in the F&L Memo and respond the questions posed by LAFCO related to whether the budget is appropriate and sufficient.

Time to complete: 6 hours

Task 4: Develop Summary Memorandum that describes the information reviewed and responds to the questions posed by LAFCO and mentioned above. This task includes development of a draft memo, one remote meeting with County staff and incorporation of comments in a final memorandum.

Time to complete: 10 hours

*Task 5 (Optional): Virtual participation at a LAFCo meeting in March or May 2023 to provide subject matter expertise, if needed.*

*Time to complete: 5 hours*

Tasks 1-4 shall be completed by February 3<sup>rd</sup>, 2023. As needed, LAFCo may request consultant virtual participation at a LAFCo meeting (Task 5) before the contract term end date of June, 30 2023.

In consideration of the services provided above and subject to the terms of the Agreement, LAFCo shall pay Consultant based on the following fee schedule and terms:

The Consultant's hourly rate is \$325/hour. Consultant anticipates that it will take 28 hours to complete the peer review and prepare a summary memo for a total not-to-exceed cost of nine thousand, one hundred dollars (\$9,100). This work includes identification of gaps, if any, found in the F&L memo and one meeting to review the draft memorandum with LAFCo staff. Additional meetings (Task 5) can be accommodated on a case-by-case basis using unexpended budget funds or contingency hours up to an additional 5 hours (\$1,625).

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

January 11, 2023

**To:** LAFCo Commissioners  
**From:** Rob Bartoli, Executive Officer  
**Subject:** Appointment of Budget and Legislative/Policy Committees for 2023

This staff report requests that the Commission appoint members to serve on the Budget and Legislative/Policy Committees. Both committees typically have three members representing a combination of the types of LAFCo membership: County, City, Special District, and Public.

The Budget Committee provides direction to staff in preparation of the Commission's budget for the 2023-24 fiscal year and will review the independent audit. This Committee meets once prior to the March meeting, once before the May meeting and occasionally prior to the September meeting for recommended budget revisions. The Committee will also be asked to review the Commission's independent audit. The current Committee is comprised only Commissioner Draper. The two vacant positions were previously filled by former Commissioners Mike O'Neill and Don Horsley.

The Legislative/Policy Committee meets as needed to provide direction to staff on pending legislation affecting LAFCos, review existing Commission policies and advise staff on new policies as needed. At times, the Committee may meet to discuss pending legislation and provide direction on a bill that merits a position letter outside of the regular Commission meeting cycle. In these cases, the Committee takes positions based on the adopted San Mateo LAFCo legislative policies. The current Committee members are Commissioners Lohman, Martin and Jim O'Neill.

**Recommended Commission Action:**

By motion, appoint Commission members to serve on the Budget Committee and Legislative/Policy Committee for 2023.

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT  
**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY  
**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

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January 11, 2023

**To:** LAFCo Commissioners  
**From:** Rob Bartoli, Executive Officer  
**Subject:** Quarterly LAFCo Budget Update – Information Only

## Summary

The intent of the quarterly financial reports is to provide the Commission with an update on how LAFCo performed financially in the previous quarter as compared to the adopted budget and to discuss any issues as appropriate. The practice was recommended during a previous audit as an additional safeguard to ensure sound financial management. In accordance with LAFCo Fiscal Policies and Procedures, the Commission adopts the final budget and is authorized to make adjustments as appropriate.

## Report for FY 2022-23

The LAFCo FY 2022-23 final budget was adopted on May 18, 2022.

### *Revenues*

As of December 31, 2022, LAFCo has received 100% of the 1/3 apportionment from member agencies. Application revenue to date is \$23,100, 77% of the budgeted amount.

### *Expenditures*

As of December 31, 2021, LAFCo is within budget for all expenditures for Salaries & Benefits, Services & Supplies and Other Charges. A number of expenditures, such as rent and the salary for the part-time LAFCo Clerk position, have not yet posted as they are charged to LAFCo towards the end of the fiscal year. With the recent retirement of the Executive Officer, it is anticipated that there will be cost savings in the Salaries & Benefits expenditure category.

## Recommended Commission Action

Receive the budget update.

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT

**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY

**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

**Attachments**

- A. LAFCo FY 2022-23 Year to Date
- B. LAFCo FY 2022-23 Budget Monitoring Report

LAFCo	Year to date for FY 22-23 Budget	Adopted FY 22-23	FY 22-23 Year to Date (1/10/23)	Percent of budgeted
	January 10, 2023			
	<b>Expenditures</b>			
4111	Salary & Benefits Executive Officer	247,480	124,661	50%
4111	Salary & Benefits Management Analyst	183,460	61,399	33%
4141	Admin. Leave Cash Out	0	0	0%
4161	Commissioner Compensation	5,000	2,813	56%
<b>4000</b>	<b>SALARIES &amp; BENEFITS SUBTOTAL</b>	<b>435,940</b>	<b>188,873</b>	<b>43%</b>
5132	Internet/Communications	2,300	354	15%
5184	Refund County overpayment in 2014/15 & 18/19	0	0	0%
5191	Outside Printing (other special printing)	1,000	0	0%
5193	General Office Supplies	500	0	0%
5196	Photocopy - in-house copier	500	0	0%
5197	Postage & Mailing Service	1,000	19	2%
5211	Computer Supplies	500	0	0%
5212	Computer Equipment under \$5,000	0	0	0%
5215	Software License	800	0	0%
5218	Corovan Records Storage	700	83	12%
5331	Memberships (CALAFCO/CSDA)	16,000	12,921	81%
5341	Legal Advertising	1,500	422	28%
5712	Mileage Allowance	250	0	0%
5721	Meetings & Conferences	11,000	5,224	47%
5733	Training	250	0	0%
5814	Fiscal Office Specialist	2,000	0	0%
5838	.5 FTE LAFCo Clerk	68,534	0	0%
5842	Outside Auditing Services	7,700	2,315	30%
5848	Graphics	1,500	0	0%
5856	Consulting	0	0	0%
5858	Other Professional Contract Services (Recording of Meetings)	4,000	0	0%
5861	DPW/GIS Mapping	6,500	0	0%
5866	Fingerprinting new employee	100	0	0%
5872	Controller Admin	7,200	0	0%
<b>5000</b>	<b>SERVICES &amp; SUPPLIES SUBTOTAL</b>	<b>133,834</b>	<b>21,338</b>	<b>16%</b>
6712	Telephone	350	86	25%
6713	ISD (Automation Services)	12,500	3,264	26%
6714	Rent	14,000	0	0%
6717	Motor Pool	0	0	0%
6725	Gen'l Liability	9,000	6,565	73%
6727	Bond Insurance	100	32	32%
6732	County Counsel	40,000	2,969	7%
6733	Human Resources	150	67	45%
6738	Countywide Security	150	142	95%
6739	All Other Charges (Card key and Accounting Software)	400	171	43%
6821	A-87 Charges/County Cost Allocation	15,743	0	0%
<b>6000</b>	<b>OTHER CHARGES SUBTOTAL</b>	<b>92,393</b>	<b>13,296</b>	<b>14%</b>
	<b>Subtotal Appropriations</b>	<b>662,167</b>	<b>223,507</b>	<b>34%</b>
<b>8612</b>	<b>Reserve</b>	<b>60,000</b>	<b>0</b>	<b>0%</b>
	Special Reserve	75,000	0	0%
	<b>Total Appropriations Budget</b>	<b>797,167</b>	<b>223,507</b>	<b>28%</b>
	<b>Revenues</b>			
3333	Fund Balance	218,142	218,142	100%
2421	Application Fees	30,000	23,100	77%
2600	Miscellaneous Revenue	0	1,333	
1521	Interest	200	1,714	857%
2658	CALAFCO Deputy EO Stipend	0	0	0%
	<b>Intergov. Rev. (County/City/Dist)</b>	<b>548,825</b>	<b>548,826</b>	<b>100%</b>
	<b>Total Revenues</b>	<b>797,167</b>	<b>790,068</b>	<b>99%</b>
	<b>County/City/District 1/3 Apportionment</b>	<b>182,942</b>	<b>182,942</b>	

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Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
GL 35710-1521	RJ15INTA	Interest Allocation-Pool 1	JE 10/01/22	15754831	0.00	1,714.30	1,714.30
*****Total *SUBA 1521		Interest Earned		CR	0.00	1,714.30	1,714.30
GL 35710-1983	JE522064	NDS CONTRB TO LAFCO 2223	JE 07/06/22	15533710	0.00	182,942.00	182,942.00
*****Total *SUBA 1983		Aid - Other Local Agencies		CR	0.00	182,942.00	182,942.00
GL 35710-1992	LAFCODFERREV2	REVERSE JQH725A2	JE 07/01/22	15586252	0.00	45,114.00	45,114.00
GL 35710-1992	CR536985	FY2223 LAFCO SEQUOIA HEALTHCAR	CR 07/22/22	15583527	0.00	12,215.00	57,329.00
GL 35710-1992	CR536987	FY2223 LAFCO NORTH COAST COUNT	CR 07/22/22	15583528	0.00	9,980.00	67,309.00
GL 35710-1992	CR537057	FY2223 LAFCO MID-PENINSULA WAT	CR 07/22/22	15583529	0.00	10,873.00	78,182.00
GL 35710-1992	CR537058	FY2223 LAFCO CITY OF SAN CARLO	CR 07/22/22	15583530	0.00	7,686.00	85,868.00
GL 35710-1992	CR537071	FY2223 LAFCO WEST BAY SANITARY	CR 07/22/22	15583532	0.00	22,323.00	108,191.00
GL 35710-1992	CR537076	FY2223 LAFCO CITY OF PACIFICA	CR 07/22/22	15583534	0.00	5,801.00	113,992.00
GL 35710-1992	CR537079	FY2223 LAFCO BROADMOOR POLICE	CR 07/22/22	15583536	0.00	1,685.00	115,677.00
GL 35710-1992	CR537080	FY2223 LAFCO CITY OF SAN BRUNO	CR 07/22/22	15583538	0.00	9,874.00	125,551.00
GL 35710-1992	CR537081	FY2223 LAFCO MONTARA WATER AND	CR 07/22/22	15583562	0.00	2,708.00	128,259.00
GL 35710-1992	CR537084	FY2223 LAFCO HIGHLANDS RECREAT	CR 07/22/22	15583564	0.00	1,874.00	130,133.00
GL 35710-1992	CR537085	FY2223 LAFCO MONTARA WATER AND	CR 07/22/22	15583565	0.00	2,755.00	132,888.00
GL 35710-1992	CR537086	FY2223 LAFCO WOODSIDE FIRE PRO	CR 07/22/22	15583566	0.00	15,691.00	148,579.00
GL 35710-1992	CR537087	FY2223 LAFCO MOSQUITO & VECTOR	CR 07/22/22	15583568	0.00	4,285.00	152,864.00
GL 35710-1992	CR537088	FY2223 LAFCO GRANADA COMMUNITY	CR 07/22/22	15583569	0.00	2,152.00	155,016.00
GL 35710-1992	CR537089	FY2223 LAFCO TOWN OF PORTOLA VA	CR 07/22/22	15583570	0.00	588.00	155,604.00
GL 35710-1992	CR536986	FY2223 LAFCO LADERA RECREATION	CR 08/05/22	15621176	0.00	676.00	156,280.00
GL 35710-1992	CR537338	LAFCO FY2223 CITY OF MILLBRAE	CR 08/12/22	15636056	0.00	7,024.00	163,304.00
GL 35710-1992	CR537565	FY2223 LAFCO CITY OF MENLO PAR	CR 08/12/22	15636061	0.00	9,867.00	173,171.00
GL 35710-1992	CR537561	LAFCO FY2223 SOUTH SAN FRANCIS	CR 08/12/22	15636063	0.00	21,118.00	194,289.00
GL 35710-1992	CR541125	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	40,920.00	235,209.00
GL 35710-1992	CR541127	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	1,167.00	236,376.00
GL 35710-1992	CR541128	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	4,549.00	240,925.00
GL 35710-1992	CR541129	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	8,843.00	249,768.00
GL 35710-1992	CR541130	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	4,820.00	254,588.00
GL 35710-1992	CR541131	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	3,188.00	257,776.00
GL 35710-1992	CR541132	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	8,851.00	266,627.00
GL 35710-1992	CR541133	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	17,112.00	283,739.00
GL 35710-1992	CR541134	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	7,138.00	290,877.00
GL 35710-1992	CR541135	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	1,001.00	291,878.00
GL 35710-1992	CR541136	CONTROLLERS OFF FY22-23 LAFCO	CR 09/16/22	15704939	0.00	12,472.00	304,350.00
GL 35710-1992	JE526498	RETURN CHECK	JE 09/21/22	15718124	3,188.00	0.00	301,162.00
GL 35710-1992	CR545091	CONTROLLERS OFF LAFCO FY22/23	CR 11/17/22	15841158	0.00	29,530.00	330,692.00
GL 35710-1992	CR545092	CONTROLLERS OFF LAFCO FY22/23	CR 11/17/22	15841158	0.00	25,790.00	356,482.00
GL 35710-1992	CR545095	CONTROLLERS OFF LAFCO FY22/23	CR 11/17/22	15841158	0.00	3,188.00	359,670.00
GL 35710-1992	CR545096	LAFCO FY22/23 CITY OF EPA	CR 11/17/22	15841158	0.00	3,893.00	363,563.00
GL 35710-1992	CR547402	LAFCO FY22/23 CITY OF HMB	CR 12/16/22	15902586	0.00	2,321.00	365,884.00
*****Total *SUBA 1992		All Other Local Govern Revenue		CR	3,188.00	369,072.00	365,884.00
GL 35710-2421	CR537660	ASP Prop Intl LL CK Pmt7/27/22	CR 07/27/22	15593383	0.00	3,114.00	3,114.00
GL 35710-2421	CR539740	CK PMT WBSD ANNEX 350 GROVE DR	CR 08/26/22	15663724	0.00	3,114.00	6,228.00
GL 35710-2421	CR545159	Establmt of the EP Sanitary	CR 11/14/22	15833257	0.00	15,000.00	21,228.00
*****Total *SUBA 2421		Annexation Charges		CR	0.00	21,228.00	21,228.00
GL 35710-2658	CR536198	CALAFCO CK PMT #2348 7/5/22	CR 07/06/22	15529658	0.00	1,333.34	1,333.34

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Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
*****Total *SUBA 2658		All Other Miscellaneous Revenue		CR	0.00	1,333.34	1,333.34
GL 35710-4111	2022013	DEPT. EXPENSE EARNINGS - 35710 JE 07/01/22 15511936			4,987.68	0.00	4,987.68
GL 35710-4111	2022014	DEPT. EXPENSE EARNINGS - 35710 JE 07/15/22 15555510			4,987.68	0.00	9,975.36
GL 35710-4111	2022015	DEPT. EXPENSE EARNINGS - 35710 JE 07/29/22 15593568			4,792.85	0.00	14,768.21
GL 35710-4111	2022016	DEPT. EXPENSE EARNINGS - 35710 JE 08/12/22 15628173			5,455.27	0.00	20,223.48
GL 35710-4111	2022017	DEPT. EXPENSE EARNINGS - 35710 JE 08/26/22 15657509			5,416.30	0.00	25,639.78
GL 35710-4111	2022018	DEPT. EXPENSE EARNINGS - 35710 JE 09/09/22 15684735			5,611.14	0.00	31,250.92
GL 35710-4111	2022019	DEPT. EXPENSE EARNINGS - 35710 JE 09/23/22 15714664			3,974.56	0.00	35,225.48
GL 35710-4111	2022020	DEPT. EXPENSE EARNINGS - 35710 JE 10/07/22 15746197			10,494.88	0.00	45,720.36
GL 35710-4111	2022021	DEPT. EXPENSE EARNINGS - 35710 JE 10/21/22 15775764			9,384.62	0.00	55,104.98
GL 35710-4111	2022022	DEPT. EXPENSE EARNINGS - 35710 JE 11/04/22 15807631			11,189.87	0.00	66,294.85
GL 35710-4111	2022023	DEPT. EXPENSE EARNINGS - 35710 JE 11/18/22 15838535			10,107.00	0.00	76,401.85
GL 35710-4111	2022024	DEPT. EXPENSE EARNINGS - 35710 JE 12/02/22 15863201			5,617.84	0.00	82,019.69
GL 35710-4111	2022025	DEPT. EXPENSE EARNINGS - 35710 JE 12/16/22 15895767			11,029.52	0.00	93,049.21
GL 35710-4111	2022026	DEPT. EXPENSE EARNINGS - 35710 JE 12/30/22 15919989			9,153.38	0.00	102,202.59
*****Total *SUBA 4111		Regular Hour - Perm Positions		DR	102,202.59	0.00	102,202.59
GL 35710-4131	2022017	DEPT. EXPENSE EARNINGS - 35710 JE 08/26/22 15657509			194.84	0.00	194.84
GL 35710-4131	2022020	DEPT. EXPENSE EARNINGS - 35710 JE 10/07/22 15746197			408.52	0.00	603.36
GL 35710-4131	2022025	DEPT. EXPENSE EARNINGS - 35710 JE 12/16/22 15895767			120.22	0.00	723.58
GL 35710-4131	2022026	DEPT. EXPENSE EARNINGS - 35710 JE 12/30/22 15919989			60.11	0.00	783.69
*****Total *SUBA 4131		Employee Sick Leave		DR	783.69	0.00	783.69
GL 35710-4133	2022013	DEPT. EXPENSE EARNINGS - 35710 JE 07/01/22 15511936			623.46	0.00	623.46
GL 35710-4133	2022014	DEPT. EXPENSE EARNINGS - 35710 JE 07/15/22 15555510			623.46	0.00	1,246.92
GL 35710-4133	2022015	DEPT. EXPENSE EARNINGS - 35710 JE 07/29/22 15593568			1,441.75	0.00	2,688.67
GL 35710-4133	2022016	DEPT. EXPENSE EARNINGS - 35710 JE 08/12/22 15628173			779.33	0.00	3,468.00
GL 35710-4133	2022017	DEPT. EXPENSE EARNINGS - 35710 JE 08/26/22 15657509			623.46	0.00	4,091.46
GL 35710-4133	2022018	DEPT. EXPENSE EARNINGS - 35710 JE 09/09/22 15684735			623.46	0.00	4,714.92
GL 35710-4133	2022019	DEPT. EXPENSE EARNINGS - 35710 JE 09/23/22 15714664			1,636.58	0.00	6,351.50
GL 35710-4133	2022021	DEPT. EXPENSE EARNINGS - 35710 JE 10/21/22 15775764			642.12	0.00	6,993.62
GL 35710-4133	2022022	DEPT. EXPENSE EARNINGS - 35710 JE 11/04/22 15807631			40.14	0.00	7,033.76
GL 35710-4133	2022024	DEPT. EXPENSE EARNINGS - 35710 JE 12/02/22 15863201			961.76	0.00	7,995.52
GL 35710-4133	2022025	DEPT. EXPENSE EARNINGS - 35710 JE 12/16/22 15895767			80.27	0.00	8,075.79
GL 35710-4133	2022026	DEPT. EXPENSE EARNINGS - 35710 JE 12/30/22 15919989			2,016.54	0.00	10,092.33
*****Total *SUBA 4133		Vacation Pay		DR	10,092.33	0.00	10,092.33
GL 35710-4134	2022013	DEPT. EXPENSE EARNINGS - 35710 JE 07/01/22 15511936			623.46	0.00	623.46
GL 35710-4134	2022014	DEPT. EXPENSE EARNINGS - 35710 JE 07/15/22 15555510			623.46	0.00	1,246.92
GL 35710-4134	2022019	DEPT. EXPENSE EARNINGS - 35710 JE 09/23/22 15714664			623.46	0.00	1,870.38
GL 35710-4134	2022021	DEPT. EXPENSE EARNINGS - 35710 JE 10/21/22 15775764			1,123.00	0.00	2,993.38
GL 35710-4134	2022023	DEPT. EXPENSE EARNINGS - 35710 JE 11/18/22 15838535			1,123.00	0.00	4,116.38
GL 35710-4134	2022024	DEPT. EXPENSE EARNINGS - 35710 JE 12/02/22 15863201			2,246.00	0.00	6,362.38
*****Total *SUBA 4134		Holiday Pay		DR	6,362.38	0.00	6,362.38
GL 35710-4135	2022021	DEPT. EXPENSE EARNINGS - 35710 JE 10/21/22 15775764			80.27	0.00	80.27
GL 35710-4135	2022024	DEPT. EXPENSE EARNINGS - 35710 JE 12/02/22 15863201			2,404.40	0.00	2,484.67
*****Total *SUBA 4135		Compensatory Time Used		DR	2,484.67	0.00	2,484.67
GL 35710-4161	2022013	DEPT. EXPENSE EARNINGS - 35710 JE 07/01/22 15511936			700.00	0.00	700.00

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Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
GL 35710-4161	2022015	DEPT. EXPENSE EARNINGS - 35710	JE 07/29/22	15593568	700.00	0.00	1,400.00
GL 35710-4161	2022016	DEPT. EXPENSE EARNINGS - 35710	JE 08/12/22	15628173	26.12	0.00	1,426.12
GL 35710-4161	2022018	DEPT. EXPENSE EARNINGS - 35710	JE 09/09/22	15684735	26.12	0.00	1,452.24
GL 35710-4161	2022020	DEPT. EXPENSE EARNINGS - 35710	JE 10/07/22	15746197	600.00	0.00	2,052.24
GL 35710-4161	2022021	DEPT. EXPENSE EARNINGS - 35710	JE 10/21/22	15775764	53.80	0.00	2,106.04
GL 35710-4161	2022024	DEPT. EXPENSE EARNINGS - 35710	JE 12/02/22	15863201	600.00	0.00	2,706.04
GL 35710-4161	2022025	DEPT. EXPENSE EARNINGS - 35710	JE 12/16/22	15895767	80.70	0.00	2,786.74
GL 35710-4161	2022026	DEPT. EXPENSE EARNINGS - 35710	JE 12/30/22	15919989	26.90	0.00	2,813.64
*****Total *SUBA 4161		Extra Help Hours - Reg Pay		DR	2,813.64	0.00	2,813.64
GL 35710-4311	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	422.61	0.00	422.61
GL 35710-4311	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	379.21	0.00	801.82
GL 35710-4311	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	429.95	0.00	1,231.77
GL 35710-4311	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	379.20	0.00	1,610.97
GL 35710-4311	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	379.21	0.00	1,990.18
GL 35710-4311	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	379.21	0.00	2,369.39
GL 35710-4311	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	379.21	0.00	2,748.60
GL 35710-4311	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	697.91	0.00	3,446.51
GL 35710-4311	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	680.96	0.00	4,127.47
GL 35710-4311	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	711.96	0.00	4,839.43
GL 35710-4311	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	565.98	0.00	5,405.41
GL 35710-4311	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	321.18	0.00	5,726.59
GL 35710-4311	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	290.18	0.00	6,016.77
GL 35710-4311	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	293.89	0.00	6,310.66
*****Total *SUBA 4311		FICA		DR	6,310.66	0.00	6,310.66
GL 35710-4312	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	98.84	0.00	98.84
GL 35710-4312	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	88.69	0.00	187.53
GL 35710-4312	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	100.55	0.00	288.08
GL 35710-4312	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	89.06	0.00	377.14
GL 35710-4312	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	88.69	0.00	465.83
GL 35710-4312	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	89.06	0.00	554.89
GL 35710-4312	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	88.69	0.00	643.58
GL 35710-4312	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	163.22	0.00	806.80
GL 35710-4312	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	160.03	0.00	966.83
GL 35710-4312	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	166.51	0.00	1,133.34
GL 35710-4312	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	159.25	0.00	1,292.59
GL 35710-4312	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	167.96	0.00	1,460.55
GL 35710-4312	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	160.42	0.00	1,620.97
GL 35710-4312	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	162.24	0.00	1,783.21
*****Total *SUBA 4312		Medicare Contribution		DR	1,783.21	0.00	1,783.21
GL 35710-4321	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	2,180.24	0.00	2,180.24
GL 35710-4321	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	2,180.24	0.00	4,360.48
GL 35710-4321	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	2,173.39	0.00	6,533.87
GL 35710-4321	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	2,173.39	0.00	8,707.26
GL 35710-4321	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	2,173.39	0.00	10,880.65
GL 35710-4321	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	2,173.39	0.00	13,054.04
GL 35710-4321	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	2,173.39	0.00	15,227.43
GL 35710-4321	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	3,620.72	0.00	18,848.15
GL 35710-4321	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	3,729.17	0.00	22,577.32

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Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
GL 35710-4321	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	3,729.17	0.00	26,306.49
GL 35710-4321	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	3,729.17	0.00	30,035.66
GL 35710-4321	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	3,729.17	0.00	33,764.83
GL 35710-4321	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	3,729.17	0.00	37,494.00
GL 35710-4321	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	3,729.17	0.00	41,223.17
*****Total *SUBA 4321		County Retirement Contribution		DR	41,223.17	0.00	41,223.17
GL 35710-4412	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	599.54	0.00	599.54
GL 35710-4412	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	599.54	0.00	1,199.08
GL 35710-4412	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	599.54	0.00	1,798.62
GL 35710-4412	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	599.54	0.00	2,398.16
GL 35710-4412	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	599.54	0.00	2,997.70
GL 35710-4412	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	599.54	0.00	3,597.24
GL 35710-4412	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	899.81	0.00	4,497.05
GL 35710-4412	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	899.81	0.00	5,396.86
GL 35710-4412	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	899.81	0.00	6,296.67
GL 35710-4412	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	899.81	0.00	7,196.48
GL 35710-4412	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	899.81	0.00	8,096.29
GL 35710-4412	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	899.81	0.00	8,996.10
*****Total *SUBA 4412		Kaiser Health Plan		DR	8,996.10	0.00	8,996.10
GL 35710-4418	JUL22OPEB	MONTHLY OPEB COST	JE 10/01/22	15818008	583.33	0.00	583.33
GL 35710-4418	OCT22OPEB	MONTHLY OPEB COST	JE 10/01/22	15818011	583.33	0.00	1,166.66
GL 35710-4418	AUG22OPEB	MONTHLY OPEB COST	JE 10/01/22	15818015	583.33	0.00	1,749.99
GL 35710-4418	SEP22OPEB	MONTHLY OPEB COST	JE 10/01/22	15818021	583.33	0.00	2,333.32
GL 35710-4418	NOV22OPEB	MONTHLY OPEB COST	JE 11/01/22	15881044	583.33	0.00	2,916.65
*****Total *SUBA 4418		Retiree Health Benefits		DR	2,916.65	0.00	2,916.65
GL 35710-4421	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	64.08	0.00	64.08
GL 35710-4421	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	64.08	0.00	128.16
GL 35710-4421	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	64.08	0.00	192.24
GL 35710-4421	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	64.08	0.00	256.32
GL 35710-4421	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	64.08	0.00	320.40
GL 35710-4421	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	64.08	0.00	384.48
GL 35710-4421	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	128.16	0.00	512.64
GL 35710-4421	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	128.16	0.00	640.80
GL 35710-4421	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	128.16	0.00	768.96
GL 35710-4421	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	128.16	0.00	897.12
GL 35710-4421	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	128.16	0.00	1,025.28
GL 35710-4421	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	128.16	0.00	1,153.44
*****Total *SUBA 4421		Cigna Dental Plan		DR	1,153.44	0.00	1,153.44
GL 35710-4431	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	8.26	0.00	8.26
GL 35710-4431	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	8.26	0.00	16.52
GL 35710-4431	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	8.26	0.00	24.78
GL 35710-4431	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	8.26	0.00	33.04
GL 35710-4431	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	8.26	0.00	41.30
GL 35710-4431	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	8.26	0.00	49.56
GL 35710-4431	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	16.52	0.00	66.08
GL 35710-4431	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	16.52	0.00	82.60
GL 35710-4431	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	16.52	0.00	99.12

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Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
GL 35710-4431	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	16.52	0.00	115.64
GL 35710-4431	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	16.52	0.00	132.16
GL 35710-4431	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	16.52	0.00	148.68
*****Total *SUBA 4431		Vision Insurance Plan		DR	148.68	0.00	148.68
GL 35710-4441	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	2.60	0.00	2.60
GL 35710-4441	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	2.60	0.00	5.20
GL 35710-4441	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	2.60	0.00	7.80
GL 35710-4441	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	2.60	0.00	10.40
GL 35710-4441	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	2.60	0.00	13.00
GL 35710-4441	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	2.60	0.00	15.60
GL 35710-4441	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	5.20	0.00	20.80
GL 35710-4441	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	5.20	0.00	26.00
GL 35710-4441	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	5.20	0.00	31.20
GL 35710-4441	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	5.20	0.00	36.40
GL 35710-4441	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	5.20	0.00	41.60
GL 35710-4441	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	5.20	0.00	46.80
*****Total *SUBA 4441		Life Insurance Plan		DR	46.80	0.00	46.80
GL 35710-4442	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	6.68	0.00	6.68
GL 35710-4442	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	6.68	0.00	13.36
GL 35710-4442	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	6.68	0.00	20.04
GL 35710-4442	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	6.68	0.00	26.72
GL 35710-4442	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	6.68	0.00	33.40
GL 35710-4442	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	6.68	0.00	40.08
GL 35710-4442	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	6.68	0.00	46.76
GL 35710-4442	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	13.36	0.00	60.12
GL 35710-4442	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	13.36	0.00	73.48
GL 35710-4442	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	13.36	0.00	86.84
GL 35710-4442	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	13.36	0.00	100.20
GL 35710-4442	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	13.36	0.00	113.56
GL 35710-4442	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	13.36	0.00	126.92
GL 35710-4442	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	13.36	0.00	140.28
*****Total *SUBA 4442		Long Term Disability Insurance		DR	140.28	0.00	140.28
GL 35710-4451	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	34.68	0.00	34.68
GL 35710-4451	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	31.18	0.00	65.86
GL 35710-4451	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	34.68	0.00	100.54
GL 35710-4451	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	31.31	0.00	131.85
GL 35710-4451	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	31.18	0.00	163.03
GL 35710-4451	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	31.31	0.00	194.34
GL 35710-4451	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	31.18	0.00	225.52
GL 35710-4451	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	57.53	0.00	283.05
GL 35710-4451	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	56.43	0.00	339.48
GL 35710-4451	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	58.66	0.00	398.14
GL 35710-4451	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	56.16	0.00	454.30
GL 35710-4451	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	59.16	0.00	513.46
GL 35710-4451	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	56.56	0.00	570.02
GL 35710-4451	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	56.29	0.00	626.31
*****Total *SUBA 4451		Unemployment Insurance		DR	626.31	0.00	626.31

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GL 35710-4511	2022013	DEPT. EXPENSE BENEFITS - 35710	JE 07/01/22	15511936	8.11	0.00	8.11
GL 35710-4511	2022014	DEPT. EXPENSE BENEFITS - 35710	JE 07/15/22	15555510	8.11	0.00	16.22
GL 35710-4511	2022015	DEPT. EXPENSE BENEFITS - 35710	JE 07/29/22	15593568	8.11	0.00	24.33
GL 35710-4511	2022016	DEPT. EXPENSE BENEFITS - 35710	JE 08/12/22	15628173	8.14	0.00	32.47
GL 35710-4511	2022017	DEPT. EXPENSE BENEFITS - 35710	JE 08/26/22	15657509	8.11	0.00	40.58
GL 35710-4511	2022018	DEPT. EXPENSE BENEFITS - 35710	JE 09/09/22	15684735	8.14	0.00	48.72
GL 35710-4511	2022019	DEPT. EXPENSE BENEFITS - 35710	JE 09/23/22	15714664	8.11	0.00	56.83
GL 35710-4511	2022020	DEPT. EXPENSE BENEFITS - 35710	JE 10/07/22	15746197	14.18	0.00	71.01
GL 35710-4511	2022021	DEPT. EXPENSE BENEFITS - 35710	JE 10/21/22	15775764	14.68	0.00	85.69
GL 35710-4511	2022022	DEPT. EXPENSE BENEFITS - 35710	JE 11/04/22	15807631	14.61	0.00	100.30
GL 35710-4511	2022023	DEPT. EXPENSE BENEFITS - 35710	JE 11/18/22	15838535	14.61	0.00	114.91
GL 35710-4511	2022024	DEPT. EXPENSE BENEFITS - 35710	JE 12/02/22	15863201	14.61	0.00	129.52
GL 35710-4511	2022025	DEPT. EXPENSE BENEFITS - 35710	JE 12/16/22	15895767	14.71	0.00	144.23
GL 35710-4511	2022026	DEPT. EXPENSE BENEFITS - 35710	JE 12/30/22	15919989	14.64	0.00	158.87
*****Total *SUBA 4511		Workers Comp Insurance Contrib		DR	158.87	0.00	158.87
GL 35710-4512	JE527242	FY23 WC Experience Svc Chgs	JE 09/01/22	15750751	23.50	0.00	23.50
GL 35710-4512	JE527224	FY23 WC Experience Svc Chgs	JE 09/15/22	15750757	23.50	0.00	47.00
GL 35710-4512	JE527227	FY23 WC Experience Svc Chgs	JE 09/30/22	15751922	23.50	0.00	70.50
GL 35710-4512	JE527979	FY23 WC Experience Svc Chgs	JE 10/26/22	15814426	23.50	0.00	94.00
GL 35710-4512	JE529195	FY23 WC Experience Svc Chgs	JE 11/23/22	15879823	23.50	0.00	117.50
GL 35710-4512	JE530394	FY23 WC Experience Svc Chgs	JE 12/16/22	15909670	23.50	0.00	141.00
*****Total *SUBA 4512		Worker Comp Experience Compont		DR	141.00	0.00	141.00
GL 35710-4628	2022022	DEPT. EXPENSE EARNINGS - 35710	JE 11/04/22	15807631	500.00	0.00	500.00
*****Total *SUBA 4628		Wellness Dividend Program		DR	500.00	0.00	500.00
GL 35710-4711	2022016	Grover, Nathan	JE 08/12/22	15640559	26.12	0.00	26.12
GL 35710-4711	2022018	Grover, Nathan	JE 09/09/22	15697682	26.12	0.00	52.24
GL 35710-4711	2022020	Recalde, Sofia	JE 10/07/22	15760694	87.54	0.00	139.78
GL 35710-4711	2022020	Recalde, Sofia	JE 10/07/22	15760694	233.44	0.00	373.22
GL 35710-4711	2022021	Grover, Nathan	JE 10/21/22	15789102	26.90	0.00	400.12
GL 35710-4711	2022021	Grover, Nathan	JE 10/21/22	15789102	26.90	0.00	427.02
GL 35710-4711	2022025	Grover, Nathan	JE 12/16/22	15909740	80.70	0.00	507.72
*****Total *SUBA 4711		JL Salary Memo		DR	507.72	0.00	507.72
GL 35710-4726	2022016	Grover, Nathan	JE 08/12/22	15640559	0.55	0.00	0.55
GL 35710-4726	2022018	Grover, Nathan	JE 09/09/22	15697682	0.55	0.00	1.10
GL 35710-4726	2022020	Recalde, Sofia	JE 10/07/22	15760694	151.68	0.00	152.78
GL 35710-4726	2022021	Grover, Nathan	JE 10/21/22	15789102	1.14	0.00	153.92
GL 35710-4726	2022025	Grover, Nathan	JE 12/16/22	15909740	1.68	0.00	155.60
*****Total *SUBA 4726		JL Combined Benefits Memo		DR	155.60	0.00	155.60
GL 35710-4731	2022016	Grover, Nathan	JE 08/12/22	15640559	0.00	26.67	-26.67
GL 35710-4731	2022018	Grover, Nathan	JE 09/09/22	15697682	0.00	26.67	-53.34
GL 35710-4731	2022020	Recalde, Sofia	JE 10/07/22	15760694	0.00	472.66	-526.00
GL 35710-4731	2022021	Grover, Nathan	JE 10/21/22	15789102	0.00	54.94	-580.94
GL 35710-4731	2022025	Grover, Nathan	JE 12/16/22	15909740	0.00	82.38	-663.32
*****Total *SUBA 4731		JL Salary & Ben Offset Memo		DR	0.00	663.32	-663.32
GL 35710-5132	JE524848	Telephone Services & Usage	JE 07/31/22	15619052	0.28	0.00	0.28

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GL	35710-5132	9909539256	VERIZON WIRELES Angela Montes	OH 08/19/22	15648068	38.01	0.00	38.29
GL	35710-5132	9911860048	VERIZON WIRELES Angela Montes	OH 08/19/22	15648085	38.01	0.00	76.30
GL	35710-5132	JE526120	Telephone Services & Usage	JE 08/31/22	15693029	0.28	0.00	76.58
GL	35710-5132	JE527311	Telephone Services & Usage	JE 09/30/22	15751984	0.07	0.00	76.65
GL	35710-5132	654436805	A T AND T MOBIL Apple iPhone 1	OH 10/05/22	15743908	73.08	0.00	149.73
GL	35710-5132	9914191177	VERIZON WIRELES Angela Montes	OH 10/07/22	15750738	38.01	0.00	187.74
GL	35710-5132	JE528617	Telephone Services & Usage	JE 10/31/22	15817513	0.13	0.00	187.87
GL	35710-5132	SP22287250636	A T AND T MOBIL Unknown User	OH 11/01/22	15802112	6.49	0.00	194.36
GL	35710-5132	JE529847	Telephone Services & Usage	JE 11/30/22	15880965	0.11	0.00	194.47
GL	35710-5132	9916546763	VERIZON WIRELES Angela Montes	OH 12/06/22	15872924	38.01	0.00	232.48
GL	35710-5132	OC22287250636	A T AND T MOBIL Unknown User	OH 12/14/22	15894112	84.12	0.00	316.60
GL	35710-5132	9918918301	VERIZON WIRELES Angela Montes	OH 12/14/22	15894121	38.01	0.00	354.61
*****Total *SUBA 5132						354.61	0.00	354.61
						Direct Communications Expense DR		
GL	35710-5197	JE524836	Postage Charges: Jul-22	JE 07/31/22	15618004	1.56	0.00	1.56
GL	35710-5197	JE526094	Postage Charges: Aug-22	JE 08/31/22	15685748	4.26	0.00	5.82
GL	35710-5197	JE527334	Postage Charges: Sep-22	JE 09/30/22	15752361	3.23	0.00	9.05
GL	35710-5197	JE528563	Postage Charges: Oct-22	JE 10/31/22	15815605	0.42	0.00	9.47
GL	35710-5197	JE529940	Postage Charges: Nov-22	JE 11/30/22	15879829	9.97	0.00	19.44
*****Total *SUBA 5197						19.44	0.00	19.44
						Postage & Mailing Expense DR		
GL	35710-5218	RS3399232	CORODATA RECORD June 2022 Stor	OH 08/10/22	15626713	13.80	0.00	13.80
GL	35710-5218	RS3408316	CORODATA RECORD July 2022 File	OH 09/07/22	15682816	14.25	0.00	28.05
GL	35710-5218	RS3420427	CORODATA RECORD Record Stg Car	OH 10/07/22	15750898	14.25	0.00	42.30
GL	35710-5218	RS3429553	CORODATA RECORD Record Stg 9/2	OH 11/07/22	15816104	26.50	0.00	68.80
GL	35710-5218	RS3438812	CORODATA RECORD Record Stg Oct	OH 11/23/22	15851234	14.25	0.00	83.05
*****Total *SUBA 5218						83.05	0.00	83.05
						Data Storage & Retrieval Exp DR		
GL	35710-5331	202240	CALAFCO 2022-23 LAFCO MEMBER D	OH 08/17/22	15641507	11,287.00	0.00	11,287.00
GL	35710-5331	35804 1001202	CALIFORNIA SPEC AMS ASSOCIATE	OH 12/14/22	15894267	1,634.00	0.00	12,921.00
*****Total *SUBA 5331						12,921.00	0.00	12,921.00
						County Memberships DR		
GL	35710-5341	000135050505	CALIFORNIA NEWS 9/21/22 Hearin	OH 09/20/22	15709806	100.28	0.00	100.28
GL	35710-5341	76009	EMBARCADERO MED MISC INV ACTIV	OH 10/25/22	15786313	213.35	0.00	313.63
GL	35710-5341	0001357337	CALIFORNIA NEWS Legal Notices	OH 11/23/22	15851234	109.00	0.00	422.63
*****Total *SUBA 5341						422.63	0.00	422.63
						Legal Notices DR		
GL	35710-5713	MONEILL111720	O'NEILL, MICHAEL LAFCO CONFEREN	OH 12/14/22	15894252	87.60	0.00	87.60
*****Total *SUBA 5713						87.60	0.00	87.60
						Airfare & Vehicle Rental DR		
GL	35710-5714	KMARTIN111020	MARTIN, KATHLEE CALAFCO ANNUAL	OH 11/17/22	15839402	528.75	0.00	528.75
GL	35710-5714	RBARTOLI11212	BARTOLI, ROBERT CALAFCO CONFRN	OH 11/30/22	15861618	506.25	0.00	1,035.00
*****Total *SUBA 5714						1,035.00	0.00	1,035.00
						Employee Mileage Reimbursement DR		
GL	35710-5721	CALAFCO852022	CALAFCO CALAFCO 2022 ANNUAL CO	OH 08/16/22	15638704	1,965.00	0.00	1,965.00
GL	35710-5721	KMARTIN111020	MARTIN, KATHLEE CALAFCO ANNUAL	OH 11/17/22	15839402	582.00	0.00	2,547.00
GL	35710-5721	RBARTOLI11212	BARTOLI, ROBERT CALAFCO CONFRN	OH 11/30/22	15861618	861.66	0.00	3,408.66
GL	35710-5721	MONEILL111720	O'NEILL, MICHAEL LAFCO CONF 10/	OH 12/14/22	15894252	694.00	0.00	4,102.66
*****Total *SUBA 5721						4,102.66	0.00	4,102.66
						Meetings & Conference Expense DR		
GL	35710-5842	13152	RJ RICCIARDI IN Prof Svc endin	OH 08/24/22	15656314	1,535.00	0.00	1,535.00

SORT ORDER: SUB ACCT within SUB UNIT

SELECT ORG SUB UNIT: 35710

Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref	Date	Job No	Debit	Credit	NET
GL 35710-5842	13214	RJ RICCIARDI IN Prof Svc Endin	OH	09/09/22	15688607	360.00	0.00	1,895.00
GL 35710-5842	13271	RJ RICCIARDI IN Prof Svc Sept.	OH	10/13/22	15761347	420.00	0.00	2,315.00
*****Total *SUBA 5842		Contract Audit Services			DR	2,315.00	0.00	2,315.00
GL 35710-6712	ISD_SUBS_IT	Jul-Aug Telephone Subs	JE	10/01/22	15763856	25.09	0.00	25.09
GL 35710-6712	ISD_SUBS_IT	SEPT Telephone Subs	JE	10/14/22	15815941	0.04	0.00	25.13
GL 35710-6712	ISD_SUBS_IT	Telephone Subscription	JE	11/16/22	15857891	61.10	0.00	86.23
*****Total *SUBA 6712		Telephone Service Charges			DR	86.23	0.00	86.23
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: GIS	JE	09/20/22	15750812	14.72	0.00	14.72
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: Svc Desk	JE	09/20/22	15750812	50.04	0.00	64.76
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: Svc Now	JE	09/20/22	15750812	6.33	0.00	71.09
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: Web/SP	JE	09/20/22	15750812	36.87	0.00	107.96
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: Network	JE	09/20/22	15751874	90.11	0.00	198.07
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT:Procuremnt	JE	09/20/22	15751874	2.81	0.00	200.88
GL 35710-6713	ISD_CORE_IT	Jul-Aug ISD Core IT: Security	JE	09/20/22	15751874	34.66	0.00	235.54
GL 35710-6713	ISD_CORE_IT	Jul-Aug Core IT: Backup & Rec	JE	09/30/22	15751935	81.45	0.00	316.99
GL 35710-6713	ISD_CORE_IT	Jul-Aug Core IT:Virtual Svr	JE	09/30/22	15751935	46.09	0.00	363.08
GL 35710-6713	ISD_CORE_IT	Jul-Aug Core IT:Data Center	JE	09/30/22	15751935	6.24	0.00	369.32
GL 35710-6713	ISD_CORE_IT	Jul-Aug Core IT:Telephony	JE	09/30/22	15751935	18.93	0.00	388.25
GL 35710-6713	ISD_SUBS_IT	Jul-Aug PC/Laptop Subs	JE	10/01/22	15763856	328.64	0.00	716.89
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: GIS	JE	10/14/22	15782662	0.03	0.00	716.92
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT:Service Desk	JE	10/14/22	15782662	0.03	0.00	716.95
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: SNow	JE	10/14/22	15782662	111.45	0.00	828.40
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: Web/SP	JE	10/14/22	15782662	7.84	0.00	836.24
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: Network	JE	10/14/22	15782664	184.00	0.00	1,020.24
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: Security	JE	10/14/22	15782664	3.40	0.00	1,023.64
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT:Virtual Svr	JE	10/14/22	15782666	152.53	0.00	1,176.17
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: DataCenter	JE	10/14/22	15782666	0.10	0.00	1,176.27
GL 35710-6713	ISD_CORE_IT	SEPT ISD Core IT: Telephony	JE	10/14/22	15782666	101.10	0.00	1,277.37
GL 35710-6713	ISD_SUBS_IT	SEPT PC/Laptop Subs	JE	10/14/22	15815941	7.34	0.00	1,284.71
GL 35710-6713	ISD CORE IT	ISD Core IT: Network	JE	11/15/22	15851026	141.61	0.00	1,426.32
GL 35710-6713	ISD CORE IT	ISD Core IT: Procurement	JE	11/15/22	15851026	9.97	0.00	1,436.29
GL 35710-6713	ISD CORE IT	ISD Core IT: Security	JE	11/15/22	15851026	214.72	0.00	1,651.01
GL 35710-6713	ISD CORE IT	ISD Core IT: Backup & Recovery	JE	11/15/22	15852462	10.90	0.00	1,661.91
GL 35710-6713	ISD CORE IT	ISD Core IT: Virtual Server	JE	11/15/22	15852462	106.84	0.00	1,768.75
GL 35710-6713	ISD CORE IT	ISD Core IT: Data Center	JE	11/15/22	15852462	14.49	0.00	1,783.24
GL 35710-6713	ISD CORE IT	ISD Core IT: Telephony	JE	11/15/22	15852462	64.32	0.00	1,847.56
GL 35710-6713	ISD_SUBS_IT	PC/Laptop Subscription	JE	11/16/22	15857891	694.76	0.00	2,542.32
GL 35710-6713	ISD CORE IT	ISD Core IT: GIS	JE	11/22/22	15852745	66.98	0.00	2,609.30
GL 35710-6713	ISD CORE IT	ISD Core IT: Service Desk	JE	11/22/22	15852745	111.21	0.00	2,720.51
GL 35710-6713	ISD CORE IT	ISD Core IT: ServiceNow	JE	11/22/22	15852745	17.20	0.00	2,737.71
GL 35710-6713	ISD CORE IT	ISD Core IT: Web/SP	JE	11/22/22	15852745	86.49	0.00	2,824.20
GL 35710-6713	ISD CORE IT	ISD Core IT: GIS	JE	12/14/22	15912538	19.26	0.00	2,843.46
GL 35710-6713	ISD CORE IT	ISD Core IT: Service Desk	JE	12/14/22	15912538	65.39	0.00	2,908.85
GL 35710-6713	ISD CORE IT	ISD Core IT: ServiceNow	JE	12/14/22	15912538	7.26	0.00	2,916.11
GL 35710-6713	ISD CORE IT	ISD Core IT: Web/SP	JE	12/14/22	15912538	57.98	0.00	2,974.09
GL 35710-6713	ISD CORE IT	ISD Core IT: Backup & Recovery	JE	12/15/22	15912546	5.93	0.00	2,980.02
GL 35710-6713	ISD CORE IT	ISD Core IT: Virtual Server	JE	12/15/22	15912546	58.47	0.00	3,038.49
GL 35710-6713	ISD CORE IT	ISD Core IT: Data Center	JE	12/15/22	15912546	7.86	0.00	3,046.35
GL 35710-6713	ISD CORE IT	ISD Core IT: Telephony	JE	12/15/22	15912546	44.76	0.00	3,091.11

SORT ORDER: SUB ACCT within SUB UNIT

SELECT ORG SUB UNIT: 35710

Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET
GL 35710-6713	ISD CORE IT	ISD Core IT: Network	JE 12/15/22	15912549	99.16	0.00	3,190.27
GL 35710-6713	ISD CORE IT	ISD Core IT: Procurement	JE 12/15/22	15912549	4.89	0.00	3,195.16
GL 35710-6713	ISD CORE IT	ISD Core IT: Security	JE 12/15/22	15912549	69.15	0.00	3,264.31
*****Total *SUBA 6713		Automation Services-ISD		DR	3,264.31	0.00	3,264.31
GL 35710-6725	72271	SDRMA Property Liab Package FY OH	08/03/22	15609248	5,161.62	0.00	5,161.62
GL 35710-6725	JE527267	GENERAL LIAB INS	JE 09/01/22	15750753	234.06	0.00	5,395.68
GL 35710-6725	JE527269	GENERAL LIAB INS	JE 09/15/22	15750759	234.06	0.00	5,629.74
GL 35710-6725	JE527270	GENERAL LIAB INS	JE 09/30/22	15750769	234.06	0.00	5,863.80
GL 35710-6725	JE527985	GENERAL LIAB INS	JE 10/26/22	15815434	234.06	0.00	6,097.86
GL 35710-6725	JE529202	GENERAL LIAB INS	JE 11/23/22	15879824	234.06	0.00	6,331.92
GL 35710-6725	JE530400	GENERAL LIAB INS	JE 12/16/22	15909674	234.06	0.00	6,565.98
*****Total *SUBA 6725		General Liability Insurance		DR	6,565.98	0.00	6,565.98
GL 35710-6727	JE527272	FY23 OFFICIAL BOND INS	JE 09/01/22	15750755	5.46	0.00	5.46
GL 35710-6727	JE527273	FY23 OFFICIAL BOND INS	JE 09/15/22	15750760	5.46	0.00	10.92
GL 35710-6727	JE527274	FY23 OFFICIAL BOND INS	JE 09/30/22	15750771	5.46	0.00	16.38
GL 35710-6727	JE527986	FY23 OFFICIAL BOND INS	JE 10/26/22	15815437	5.46	0.00	21.84
GL 35710-6727	JE529203	FY23 OFFICIAL BOND INS	JE 11/23/22	15879826	5.46	0.00	27.30
GL 35710-6727	JE530401	FY23 OFFICIAL BOND INS	JE 12/16/22	15909667	5.46	0.00	32.76
*****Total *SUBA 6727		Official Bond Insurance		DR	32.76	0.00	32.76
GL 35710-6732	JE526178	LAFCO -JULY 2022 LEGAL SVCS	JE 09/09/22	15694974	1,020.80	0.00	1,020.80
GL 35710-6732	JE527483	LAFCO -AUG 2022 LEGAL SVCS	JE 10/13/22	15805549	232.00	0.00	1,252.80
GL 35710-6732	JE529219	LAFCO - SEPT 2022 LEGAL SVCS	JE 11/23/22	15864475	742.40	0.00	1,995.20
GL 35710-6732	JE529370	LAFCO - OCT 2022 LEGAL SVCS	JE 11/29/22	15861346	974.40	0.00	2,969.60
*****Total *SUBA 6732		County Counsel Services		DR	2,969.60	0.00	2,969.60
GL 35710-6733	JE528148	FY23 LMS License Fee	JE 10/31/22	15815541	67.30	0.00	67.30
*****Total *SUBA 6733		Human Resources Services		DR	67.30	0.00	67.30
GL 35710-6738	JE526800	ANNUAL CNTYWDE SECURITY CHARGE	JE 09/30/22	15745885	142.00	0.00	142.00
*****Total *SUBA 6738		Countywide Security Services		DR	142.00	0.00	142.00
GL 35710-6739	JE526915	Jul -Sep 22 CARD KEY SVC CHARG	JE 09/01/22	15749882	46.97	0.00	46.97
GL 35710-6739	JE527910	Oct 22 CARD KEY SVC CHARGES	JE 10/01/22	15801360	15.66	0.00	62.63
GL 35710-6739	JE528580	Oct 22 CARD KEY SVC CHARGES	JE 10/01/22	15819291	0.00	15.66	46.97
GL 35710-6739	JE528565	Jul -Sep 22 CARD KEY SVC CHARG	JE 10/31/22	15819393	0.00	46.97	0.00
GL 35710-6739	JE528947	Nov 22 CARD KEY SVC CHARGES	JE 11/30/22	15841548	15.66	0.00	15.66
GL 35710-6739	JE529983	NOV 22 CARD KEY SVC CHARGES	JE 11/30/22	15880503	0.00	15.66	0.00
*****Total *SUBA 6739		All Other Service Charges		DR	78.29	78.29	0.00
GL 35710-6751	JE528580	Oct 22 CARD KEY SVC CHARGES	JE 10/01/22	15819291	15.66	0.00	15.66
GL 35710-6751	JE528565	Jul -Sep 22 CARD KEY SVC CHARG	JE 10/31/22	15819393	46.97	0.00	62.63
GL 35710-6751	JE529983	NOV 22 CARD KEY SVC CHARGES	JE 11/30/22	15880503	15.66	0.00	78.29
GL 35710-6751	JE530036	Dec 22 CARD KEY SVC CHARGES	JE 12/31/22	15899695	15.66	0.00	93.95
*****Total *SUBA 6751		Card Key Services		DR	93.95	0.00	93.95
*****Total *SUBU 35710		LAFCo Operation		DR-CR	227,377.20	577,031.25	-349,654.05

SORT ORDER: SUB ACCT within SUB UNIT

SELECT ORG SUB UNIT: 35710

Lg CODING STRUCTURE	Primary Ref	Transaction Description	SS Ref Date	Job No	Debit	Credit	NET	
** GRAND TOTAL **					DR-CR	227,377.20	577,031.25	-349,654.05



## BOARDROOM Brief

**OCTOBER** found us in Newport Beach for the annual conference, the regional elections on October 20th, and the October 21st Board meeting.

Regional elections saw a return of all directors except for Directors Blake Inscore (Northern) and Daron McDaniel (Central), who chose not to run again. Our sincere thanks to them for their service and many contributions to CALAFCO.

Taking their places are new Directors, Tom Cooley, our new city member for the Northern Region (Plumas), and Rodrigo Espinosa, the new County rep for the Central Region (Merced). Welcome!

With the elections completed, the CALAFCO Board members for the next year are:

Central:

**Rodrigo Espinosa** (Merced)  
**Gay Jones** (Sacramento)  
**Anita Paque** (Calaveras) and  
**Daniel Parra** (Fresno)

Coastal:

**Chris Lopez** (Monterey)  
**Mike McGill** (Contra Costa)  
**Margie Mohler** (Napa) and  
**Shane Stark** (Santa Barbara)

Northern:

**Bill Connelly** (Butte),  
**Tom Cooley** (Plumas)  
**Debra Lake** (Humboldt) and  
**Josh Susman** (Nevada)

Southern:

**Mike Kelley** (Imperial),  
**Jo MacKenzie** (San Diego)  
**Derek McGregor** (Orange) and  
**Acquanetta Warren** (San Bernardino)

*(Continued on page 5)*



### New Gold Associate

Thank you to RSG, Inc. for upgrading to a Gold Membership!

RSG performs fiscal and reorganizational studies for LAFCOs and applicants with the goal of

*(Continued on page 8)*

## CELEBRATING EXTRAORDINARY!



*Left to Right: Don Saylor (Yolo), Carolyn Emery (Orange), Christine Crawford (Yolo), and Amanda Ross (Southfork Consulting) and Erica Sanchez (El Dorado)*

On October 20, 2021, CALAFCO held its much anticipated Achievement Awards Dinner in the glittering Pacific Ballroom at the Hyatt Regency John Wayne hotel in Newport Beach, California. The prestigious awards are given annually as a way of highlighting exceptional people or projects that have advanced the principles and goals of the Cortese-Knox-Hertzberg Act over the past year.

Honoring extraordinary efforts, the awards begin as nominations submitted by members from among eight categories. Those nominations then undergo a thorough consideration by the Achievement Awards Committee, with the final award recipients unveiled during the Awards Dinner at the annual conference.

CALAFCO wishes to extend congratulations to this year's phenomenal winners:

- ◆ *Outstanding Commissioner:*  
**DON SAYLOR (Yolo)**
- ◆ *Outstanding LAFCo Professional:*  
**CAROLYN EMERY (Orange)**
- ◆ *Mike Gotch Excellence in Public Service Award for Innovation (two-way tie) between:*  
**CHRISTINE CRAWFORD (Yolo),**  
and the dynamic duo of **ERICA SANCHEZ (El Dorado)** and **AMANDA ROSS (South Fork Consulting, LLC).**

**Congratulations to all!**



A Message from the  
**Executive Director**

Whirlwind Journey

There is something about December that soothes my soul. Maybe it's the changing weather, the holiday sights and sounds, the children oozing with excitement, or maybe it is just knowing that the upcoming change of years allows a little downtime and an opportunity to reflect, rejuvenate, and regrow. That is particularly true this year as December also marks my tenth month as the CALAFCO Executive Director. It has been a bit of a whirlwind journey, but I have been SO glad to have you all by my side.

With the disruption of the pandemic, it's no wonder that the last two years have been challenging for CALAFCO – as with many nonprofits across the country. However, the experience caused us not only to re-examine how we conduct business but to streamline some areas. While it was a painful period, we survived, adjusted, and even developed some new offerings – all in spite of the global conditions.

Then, just when we thought we were normalizing, the year took a bumpy turn due to a spike in COVID-19 cases. That not only forced the cancellation of the spring workshop but also transferred some of its financial obligations to the fall conference. However, despite that, we ended up hosting a successful and well-received conference. Simply put, that success is due to the army of volunteers who assisted in the planning, the presentations, the staffing, and the fundraising that all helped get us there. Because of those combined efforts, we actually made a small profit of approximately \$5,000 on the conference – something I did not think possible back in May. Truly an astounding success, this was a stellar example of the teamwork that made the dream work! Thank you to everyone who offered a helping hand to make it work. (I don't dare try to name you all for fear of missing someone!)

But, that's behind us and we are already looking forward to building on that success in 2023. Of course, we have our next Staff Workshop planned for April 26th-28th in Murphys, California. The planning committee is currently being formed and we will, again, need many hands. Please contact Michelle McIntyre if you would like to help out. Similarly, if you have an idea for a session, please send that to Michelle and me as soon as possible so that the committee has ample time to consider it. Emails to Michelle should be sent to [mmcintyre@placer.ca.gov](mailto:mmcintyre@placer.ca.gov) while those to me should go to [rlaroche@calafco.org](mailto:rlaroche@calafco.org). Look for a flyer for that workshop to go out in January.

Other things expected to occur in 2023 are the selection of a new accountant for CALAFCO, and the build-out of a new website. The need to identify a new accountant rose in June of this year when Jim Gladfelter, our current C.P.A., informed us that he is partially retiring and will no longer be preparing tax returns after this year. Since that preparation is a substantial portion of what he does for CALAFCO, the Board approved an RFP seeking a new accountant with nonprofit expertise. That RFP was issued on December 11th and is currently open. The RFP was transmitted to the EOs who, in turn, have distributed it to their networks and I'm pleased to report

*(Continued on page 7)*

**FROM THE BOARD CHAIR**



Dear CALAFCO members,

As the newly elected Board Chair, let me first say how honored and proud I am to have been selected as your Board Chair. I have always recognized the importance of the work that LAFCOs do and, by extension, the importance of the support that CALAFCO provides.

Secondly, I want to offer my sincere thanks to my fellow Board members who elected me to this position. Your trust is appreciated and I, of course, will always do my best to be a thoughtful leader and good steward for CALAFCO.

And, lastly, I want to take a moment to recognize Anita Paque, our former Board Chair, for her leadership. While all of the Board positions come at the expense of one's time, the Board Chair position is more intense, so thank you, Anita, for your service to the Association during a difficult year!

As we close the door on 2022, I want to wish Happy Holidays to everyone. I look forward to a rewarding 2023 at CALAFCO!

*Bill Connelly*



# CONFERENCE CANDIDS

Newport Beach, October, 2022



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## FAREWELL to Two Contra Costa LAFCo Commissioners - Rob Schroder and Tom Butt

*Submitted by Contra Costa LAFCo*

Following 20 years as a Contra Costa LAFCo Commissioner, six years as Martinez City Council member, and 20 years as Mayor of the City of Martinez, Rob Schroder is retiring. During his tenure, Rob served on various committees and regional government agencies and boards, including the Contra Costa Transportation Authority (CTTA) (22 years), Central Contra Costa Identification Bureau (19 years), Marin Clean Energy (MCE) (3 years), and was an active member of the Contra Costa Mayors Conference. Commissioner Schroder began his LAFCo career in 2003 and is currently one of our longest serving Commissioners. During Rob's tenure, LAFCo processed 330 applications, including four district formations and seven district dissolutions, and most recently, a large fire district reorganization. LAFCo also completed 1st and 2nd round municipal service reviews (MSRs)/sphere of influence (SOI) updates covering all municipal services.

Commissioner Schroder attended many CALAFCO conferences and says "serving as a LAFCo commissioner gave me an opportunity to understand the relationship between various governmental agencies and how the services they provide intertwine and rely on each other. The MSR process, although confusing when we first started the process many years ago, became a valuable tool in analyzing the efficient delivery of service and identifying deficiencies, areas, and entities that need to be improved or dissolved. Being a LAFCo commissioner made me a better Mayor with the knowledge of the annexation process and the efficient delivery of services."

Following nearly 12 years as a LAFCo Commissioner, 27 years as City of

*(Continued on page 6)*



## IN MEMORIAM

It is with sadness that we report the passing of Riverside LAFCo Commissioner, Phil Williams, on November 20th.

Commissioner Williams was a Special District Member from the Elsinore Valley Municipal Water District and had served on that board since 2001. He was also a local real estate broker and lifelong resident of Lake Elsinore.

Known for his servant heart, he worked tirelessly with local, state, and federal agencies on behalf of his community.

CALAFCO sends its condolences to our colleagues at Riverside LAFCo and to Commissioner Williams' family and friends.



### NEW Roles

#### **BRIAN SPAUNHURST, New Fresno EO**

Departing EO, David Fey, reported that Brian Spaunhurst was appointed in late May as his replacement. Somehow Brian got missed in the August newsletter but we are rectifying that omission now! Brian has thrown himself into the role and CALAFCO, and has attended the conference (where he could be seen serving time at the registration desk), and has also volunteered to serve on the Legislative Committee. Welcome aboard, Brian!

#### **SHIVA FRENTZEN Appointed El Dorado EO**

El Dorado LAFCo reported that its commission took action on September 28th to appoint Shiva Frentzen as Executive Officer. If Shiva's name is familiar, it's because she was previously an El Dorado LAFCo Commissioner who served on the CALAFCO Board of Directors. Welcome (again),

*(Continued on page 8)*



**BOARDROOM**

*(Continued from page 1)*

The new members were seated during the October 21st meeting, followed by the election of the following Executive Officers:

- Bill Connelly** (Chair)
- Margie Mohler** (Vice Chair)
- Acquanetta Warren** (Treasurer)
- Daniel Parra** (Secretary)

With **Anita Paque** rotating into the Immediate Past Chair position. Thank you to all for your service!

With those changes, the first "regular" Board meeting occurred on **December 9, 2022**, with Chair Connelly at the helm. At that time, the Board chose committee members for the new year (staff members for the Leg Committee had been appointed on October 21st.) Committees and members are:

**LEGISLATIVE COMMITTEE**

**Board Appointees** - Bill Connelly, Gay Jones, Mike Kelley, Chris Lopez, Jo Mackenzie, Mike McGill, Margie Mohler, Anita Paque, Daniel Parra and Josh Susman.

**Staff Voting Members** - Clark Alsop, Gary Bell, Mark Bramfitt, Scott Browne, Carolyn Emery, Steve Lucas, Kai Luoma, Jennifer Stephenson, and Gary Thompson.

**Staff Alternates** - Rob Fitzroy, Paula Graf, Joe Serrano, and Paula de Sousa.

**Advisory** - Tara Bravo, Crystal Craig, Brandon Fender, Sara Lytle-Pinhey, Priscilla Mumpower, Erica Sanchez, Jim Simon, and Luis Tapia.

**ACHIEVEMENT AWARDS COMMITTEE**

Mike Kelley, Debra Lake, Margie Mohler, Anita Paque, and Shane Stark.

**ELECTIONS COMMITTEE**

Rodrigo Espinosa, Chris Lopez, Derek McGregor, and Josh Susman.

*Continued in next column*

**CONFERENCE PLANNING COMMITTEE**

Gay Jones, Derek McGregor, Margie Mohler, Anita Paque (Chair), and Josh Susman.

Other matters on the Board's December 9th agenda included receipt of the Investment and Financial Reports for the First Quarter, adoption of the Board's meeting schedule for the next year, approval of an RFP for Accounting Services, and receipt of the Conflict of Interest forms, Legislative Committee report, and Conference Overview.

Speaking of the conference, we must express thanks and gratitude to Paul Novak (Los Angeles) and Carolyn Emery (Orange), for their extraordinary fundraising. Because of their efforts, the conference posted a small profit of approximately \$5,000 - despite the nearly \$32,000 in additional fees that we were obligated to pay due to the cancellation of the spring workshop. Hopefully, we can keep these efforts going next year!!

The last item of the meeting was a closed session evaluation of the Executive Director's (ED) performance. At it's conclusion, the Board announced that the term of the ED's employment contract was extended to June 30, 2026, that they had formally approved a 4.9% cost of living increase (the allocation for which had been approved in April with the adopted budget) and, due to security concerns at the current CALAFCO office, approved the ED working remotely from any location, subject to approval by the Executive Committee. For full particulars of public items, please see the agenda packet.

The biennial Strategic Planning session is scheduled for February 16th at the Sacramento offices of Best & Krieger located at 500 Capitol Mall. The Board meeting will be held the next day (February 17th) at the same location.

**All agendas, staff reports, and minutes can be found on the CALAFCO website at [www.calafco.org](http://www.calafco.org). Any questions should be directed to the Executive Director at [rlaroc@calafco.org](mailto:rlaroc@calafco.org).**



## CONTRA COSTA FAREWELLS

(Continued from page 4)

Richmond Council member, and the past eight years as the City's Mayor, Tom Butt is retiring. Tom served on multiple boards and committees including MCE, CCTA, San Francisco Bay Conservation and Development Commission, West Contra Costa Transportation Advisory Committee, Association of Bay Area Governments, US Conference of Mayors, Climate Mayors, League of California Cities, and was an active member of the Contra Costa Mayors Conference. Commissioner Butt notes that these regional and statewide appointments have been critical in bringing many benefits to the community including hundreds of millions of dollars in grants, public works projects, legislation, and a seat at the larger table. During Tom's tenure, LAFCo processed 95 applications, including numerous boundary changes/reorganizations, five dissolutions, and most recently, a large fire district reorganization and an out of agency service contract for fire services. During Commissioner Butt's tenure, LAFCo completed 1st and 2nd round MSR/SOI updates covering all municipal services.

In 2019, both commissioners shared in receipt of CALAFCO's "Most Effective Commission" award. Contra Costa LAFCo Commissioners were recognized for their leadership, diligence, and endeavors to promote healthy and sustainable local agencies. Since 2010, Contra Costa LAFCo Commissioners assisted three special districts to improve their operations and transparency, encouraged several districts to revise its governance structure, reorganized one special district, and dissolved four special districts.

Congratulations and best wishes to Commissioners Schroder and Butt for their valuable and dedicated service to their communities and to Contra Costa LAFCo!

## ALAMEDA CONDUCTS MEASURE D STUDY

*Submitted By Rachel Jones, Executive Officer, Alameda LAFCo*

Alameda LAFCo recently conducted a special study regarding ballot Measure D that was passed in November of 2000 and did the following:

- Amending the County's Urban Growth Boundary
- Increasing restrictions on building intensity, minimum parcel sizes and permitted uses in rural areas of the County
- Establishing that all County planning policies and zoning regulations must be consistent with provisions of Measure D, and
- Mandating that any changes to the land use designations, building intensity or minimum parcel sizes as established by Measure D be subject to a new vote of the County electorate

The study's purposes were to review how Measure D has affected agricultural and open space lands and the surrounding communities, and to consider how implementation of Measure D has or has not met its own LAFCo policies pertaining to agriculture and open space. The study found that since the measure's passing, the agricultural and equestrian communities of Alameda County argue that the strict square footage limitations hinders their business performance. Alameda LAFCo recommended proposed amendments to the County to allow equestrian centers, greenhouses and wineries more flexibility in their building plans.

This November, Alameda County voters approved the recommended amendments on Measure D, or the "Save Agriculture and Open Space Lands" initiative, that aimed at increasing profits for agriculture business while simultaneously preserving the county's open land.

For more information see: <https://dailycal.org/2022/10/31/preserve-open-land-alameda-county-to-vote-on-amended-measure-d>

**Upcoming  
EVENTS** 



**2023 STAFF WORKSHOP**  
April 26 - 28, 2023

Learn technical topics in a scenic setting! Don't miss the Staff Workshop to be held on the beautiful grounds of Ironstone Vineyards in Murphys, California.

**2023 ANNUAL CONFERENCE**  
October 18-20, 2023

Hyatt Regency Hotel, Monterey, California



CALAFCO U explores topics of interest to LAFcos and are offered at no cost to our members.

**Feb. 23, 2023:** *The Dirty Dozen: Things I Wish I Knew About The Act*

**BOARD MEETINGS:**

- Feb. 16, 2023** (Strategic Planning) LOCATION: Sacramento
- Feb. 17, 2023** LOCATION: Sacramento
- Apr. 21, 2023** LOCATION: Virtual
- Jul. 14, 2023** LOCATION: Virtual
- Oct. 20, 2023** LOCATION: Monterey
- Dec. 1, 2023** LOCATION: Virtual

**LEGISLATIVE COMMITTEE MEETINGS:**

- Jan. 13, 2023** LOCATION: Virtual (9 AM)
- Feb. 24, 2023** LOCATION: Sacramento (10 AM)
- Mar. 31, 2023** LOCATION: Virtual (9 AM)
- May. 5, 2023** LOCATION: Virtual (9 AM)
- Jun. 16, 2023** LOCATION: San Diego (10 AM)
- Jul. 28, 2023** LOCATION: Virtual, as needed (9 AM)
- Aug. 25, 2023** LOCATION: Virtual, as needed (9 AM)
- Nov. 3, 2023** LOCATION: Virtual, as needed (9 AM)
- Dec. 8, 2023** LOCATION: Virtual, as needed (9 AM)

**ED WHIRLWIND**

*(Continued from page 2)*

that we've already begun fielding questions from potential bidders.

The second large administrative undertaking for 2023 will be the website. We have known since March of this year that the platform on which our website has been built is being retired. So far, our vendor has been able to keep the website functioning at an increasing cost. However, the underlying computer language that it uses will not be supported at all after November, 2023. Given that we have no choice but to rebuild the website, it presents the ideal opportunity to upgrade it to an Association Management System (AMS) which will provide more features to the membership, while reducing some of the repetitive administrative things that Jeni does behind the scenes. We are currently in the process of comparing costs and features between available AMS systems and hope to be able to bring something before the Board in the first part of 2023.

While that's a lot, we're also planning for the Fall Conference. Our October event was so successful that I have already begun hearing from sponsors who are interested in the Monterey conference.

Beyond that administrative matrix, we also foresee a busy year for the Legislative Committee who will be working through some of the back-end things needed to get the GC 56133 proposal moving. Now that our new White Paper has been published ("Planning for a Sustainable and Predictable Future: Clarifying LAFco Authority to Determine Government Code Section 56133(e) Exemption Eligibility"), we can begin the process of reaching out to stakeholders.

Lastly, I am pleased to report that at its December 9th meeting, the Board approved an extension to my employment contract through June 30, 2026. I am gratified beyond measure at the faith they, and you, have placed in me and I hope to continue to be worthy of it in the years to come.

Hopefully, you can tell that I am exhilarated by the opportunities and prospects before us. While the year has been a bumpy one, it has led to good friendships, great partnerships, and the start of some wonderful things. I call that a winning year!

Happy Holidays to each of you! May the season ahead bring you love and laughter. May the year to come bring you prosperity and contentment. Happy New Year, everyone!!



## CONNECTIONS

*Continued from Page 4*

Shiva!

### **J.D. HIGHTOWER takes the EO rein in San Joaquin**

J.D. Hightower has taken the EO reins in San Joaquin. Jim Glaser hung around for a month or two to assist with the transition (and even made an appearance at the conference) but is looking forward to indulging in some traveling.

Welcome aboard, J.D.!

### **KRIS BERRY now with San Benito**

Kris Berry has reported that she has accepted a contract to be San Benito's EO. This makes the second LAFCo in Kris' belt, as she is also EO for Amador LAFCo. Looks like lots of travel is in Kris' future. Congratulations, Kris!

### **STEVE ENGFER appointed Interim EO in Mariposa**

Long-time EO, Sarah Williams, has retired after

33 years with Mariposa County. In her place, the Board of Supervisors has appointed Assistant Planning Director Steve Engfer as both the Interim Planning Director and the Interim LAFCo EO. Welcome, Steve!

### **LORI ZINN hired as San Diego's new Clerk/Analyst**

San Diego LAFCo is pleased to welcome Lori Zinn who joined them as their new Clerk/Analyst. Her first day there was October 24th. Congratulations, Lori!

### **STEPHANIE PRATT welcomed as Marin Clerk/Jr. Analyst**

In August, Marin welcomed Stephanie Pratt to the LAFCo family. She comes to Marin from the private sector so is learning not just about LAFCo but the public sector. Hang in there, Stephanie, and welcome!

**Congratulations to you all!**

### **RSG, Inc.** Continued from page 1

establishing a factual, transparent and credible basis for our clients to make informed decisions. RSG prepared Placer LAFCo's comprehensive fiscal analysis for the 2017 incorporation proposal for Olympic Valley, the preliminary feasibility studies for a 2018 incorporation in Malaga (Fresno County), as well as several reorganization proposals and municipal service reviews.

To learn more about RSG, Inc, visit their website at [www.webrsg.com](http://www.webrsg.com) or contact Jim Simon at: [jsimon@webrsg.com](mailto:jsimon@webrsg.com).

### Associate Member **SPOTLIGHT**



#### **CITY OF RANCHO MIRAGE**

Located in the geographic center of the Coachella Valley, Rancho Mirage enjoys sunshine nearly every day with clean air. Resort living, superb dining, outdoor recreation, cultural and business opportunities all contribute to a superior quality of life.

To learn more about the City of Rancho Mirage, visit their website at: <https://ranchomirageca.gov/>



QK (formerly Quad Knopf) provides planning, engineering, biology, environmental, and survey services to public and private clients. Our planners have previous experience working for public agencies, including serving as LAFCo Analysts. We specialize in the San Joaquin Valley and Sacramento Valley regions.

To learn more about QK visit their website at [www.qkinc.com](http://www.qkinc.com), or contact Trevor Stearns at [tstearns@qkinc.com](mailto:tstearns@qkinc.com)

*All information is provided by the Associate upon joining the Association. All Associate Member information can be found in the CALAFCO Member Directory.*

**CALAFCO wishes to thank all of our Associate Members for their ongoing support and partnership. We look forward to highlighting other Associate Members in future Newsletters.**

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

455 COUNTY CENTER, 2ND FLOOR • REDWOOD CITY, CA 94063-1663 • PHONE (650) 363-4224 • FAX (650) 363-4849

January 11, 2023

**To:** LAFCo Commissioners  
**From:** Rob Bartoli, Executive Officer  
 Sofia Recalde, Management Analyst  
**Subject:** Legislative Report

## Summary

### *Legislative tracker*

CALAFCO is currently tracking one bill, SB 68. As of the writing of this memo, the bill appears to be a spot holder and will seek to address the intent of the Legislature to enact legislation relating to local government. Since the legislation specifically mentions the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, the CALAFCO Executive Director has requested more information about the legislation from the author's office. **(CALAFCO – Watch)**

Also attached are the 2022 legislative summaries from the California State Assembly – Local Government Committee and the California State Senate - Senate Committee on Governance & Finance.

## Recommended Committee Action:

Receive the report.

## Attachments

- A. Legislative Daily Report 1/9/2023
- B. California State Assembly – Local Government Committee 2021-2022 Legislative Summary
- C. California State Senate - Senate Committee on Governance & Finance - Summary of significant legislation heard in 2022

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT

**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O'NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY

**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

**CALAFCO Daily Legislative Report  
as of Monday, January 09, 2023**

**[SB 68](#) (McGuire D) Local government.**

**Current Text:** Introduced: 1/5/2023 [html](#) [pdf](#)

**Introduced:** 1/5/2023

**Status:** 1/6/2023-From printer. May be acted upon on or after February 5.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

**Summary:**

Current law provides for the formation and powers of various local governments, including counties and cities. The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 provides the sole and exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts. This bill would state the intent of the Legislature to enact legislation relating to local government.

**Position:** Watch

**CALAFCO Comments:** 1-6-2023: As it currently stands, this bill appears to be a spot holder. In the write-up it seeks to address the intent of the Legislature to enact legislation relating to local government. However, the bill's introduction specifically mentions the CKH Act. Consequently, the Executive Director has reached out to the author's office requesting more particulars but has yet to hear back. Given the unknowns with this bill, it has been marked as a Watch position.

Total Measures: 1

Total Tracking Forms: 1

1/9/2023 8:59:59 AM

# LOCAL GOVERNMENT COMMITTEE 2021-22 LEGISLATIVE SUMMARY

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**Members:**

Cecilia M. Aguiar-Curry, Chair  
Tom Lackey, Vice Chair  
Richard Bloom  
Tasha Boerner Horvath  
James C. Ramos  
Luz M. Rivas  
Robert Rivas  
Randy Voepel

**Consultants:**

Angela Mapp  
Jimmy MacDonald  
Hank Brady

**Secretary:**

Marisa Lanchester

**Assembly Fellow:**

Brooke Pritchard  
Rainer Apostol

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RICHARD BLOOM  
TASHA BOERNER HORVATH  
JAMES C. RAMOS  
LUZ M. RIVAS  
ROBERT RIVAS  
RANDY VOEPEL



**CHIEF CONSULTANT**  
ANGELA MAPP  
**PRINCIPAL CONSULTANT**  
JIMMY MACDONALD  
**CONSULTANT**  
HANK BRADY  
**COMMITTEE SECRETARY**  
MARISA LANCHESTER

December 15, 2022

TO ALL INTERESTED PARTIES:

During the 2021 – 2022 Legislative Session we were able to enjoy a return to near-normal conditions during its second year. This was a welcome development after the upheaval that the COVID-19 pandemic caused through 2021. This Committee, like many, returned to most pre-pandemic practices in 2022 and saw bill loads that were generally typical before 2020.

In 2021, 135 bills were referred to the Local Government Committee, including 90 Assembly Bills and 45 Senate bills. The Committee heard 91 bills over the course of seven hearings. In 2022, an additional 94 bills were referred to the Committee, of which 67 were Assembly Bills and 27 were Senate Bills. The Committee held 10 hearings, where 97 bills were heard or set for hearing (including two-year bills in January). Over the course of the two-year session, 229 bills were referred to the Committee – 157 Assembly Bills and 72 Senate Bills.

This summary includes a brief description of all bills that were referred to the Committee, organized into the following categories: Contracting and Procurement; Elections; Energy and Telecommunications; Finance; Governance; Housing and Land Use; Local Agency Formation Commissions; Powers and Duties; Public Safety; Transparency and Accountability; Transportation; Water; and, Wildfires. For quick and easy reference, please see the table of contents in the beginning of this document or the index located at the end.

If you need additional information regarding this summary, please contact the Assembly Local Government Committee at (916) 319-3958.

Sincerely,

A handwritten signature in black ink that reads "Cecilia M. Aguiar-Curry". The signature is written in a cursive style with a large, looping flourish at the end of the name.

Cecilia M. Aguiar-Curry, Chair

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## **CONTRACTING AND PROCURMENT**

### **AB-36 (Gallagher) - Design-build contracting: Town of Paradise**

Allows the use of design-build for a water conveyance pipeline from the Town of Paradise to the City of Chico, and for the provision of sewer treatment to the Town of Paradise.

**Status:** Chapter 689, Statutes of 2021

### **AB-271 (Robert Rivas) - Santa Clara Valley Water District: contracts: best value procurement.**

Allows the Santa Clara Valley Water District to award contracts on a best value basis for any construction work to improve the safety of the Leroy Anderson Dam and Reservoir.

**Status:** Chapter 48, Statutes of 2021

### **AB-394 (Arambula) - Fresno Metropolitan Flood Control District: contracts.**

Would have increased the bid threshold from \$10,000 to \$25,000 for contracts entered into by the Fresno Metropolitan Flood Control District for materials or supplies.

**Status:** Assembly-Died - Local Government

### **AB-577 (Gallagher) - County drainage districts: levee districts: reclamation districts.**

Would have established or increased bid thresholds for construction contracts for county drainage districts, levee districts, and reclamation districts.

**Status:** Assembly-Died - Local Government

### **AB-712 (Calderon) - Local Agency Public Construction Act: change orders: County of Los Angeles.**

Temporarily increases the limits that apply to change orders that can be approved pursuant to a delegated authority for specified contracts entered into by Los Angeles County.

**Status:** Chapter 95, Statutes of 2021

### **AB-811 (Luz Rivas) - Los Angeles County Metropolitan Transportation Authority: contracting.**

Eliminates a required finding and two-thirds vote that the Los Angeles County Metropolitan Transportation Authority must make before entering into specified contracts.

**Status:** Chapter 414, Statutes of 2021

**AB-1592 (Committee on Local Government) - Fresno Metropolitan Flood Control District: contracts.**

Increases Fresno Metropolitan Flood Control District's contract bid threshold for the purchase of materials or supplies.

**Status:** Chapter 32, Statutes of 2021

**AB-1833 (Ward) - San Diego Metropolitan Transit Development Board: North County Transit District: consolidated agency: public contracting.**

Changes various bidding thresholds for the San Diego Metropolitan Transit System, the North County Transit District, and the San Diego Association of Governments.

**Status:** Chapter 110, Statutes of 2022

**AB-1845 (Calderon) - Metropolitan Water District of Southern California: alternative project delivery methods.**

Authorizes the Metropolitan Water District of Southern California to use design-build, progressive design-build and construction manager/general contractor project delivery methods for a regional water recycling project or a drought response project.

**Status:** Chapter 275, Statutes of 2022

**AB-1932 (Daly) - Public contracts: construction manager at-risk construction contracts.**

Extends, until January 1, 2029, the existing sunset date of January 1, 2023, in existing law authorizing counties to enter into construction manager at-risk contracts.

**Status:** Chapter 435, Statutes of 2022

**AB-2039 (Luz Rivas) - Los Angeles County Metropolitan Transportation Authority: job order contracting: pilot program.**

Would have authorized the Los Angeles County Metropolitan Transportation Authority to enter into job order contracts.

**Status:** Senate-Died - Transportation

**AB-2763 (Kalra) - Santa Clara Valley Transportation Authority: job order contracting.**

Authorizes the Santa Clara Valley Transportation Authority to enter into job order contracts.

**Status:** Chapter 803, Statutes of 2022

**AB-2789 (Mullin) - Design-build projects: local agencies.**

Alters the authority to use design-build contracting for the Midpeninsula Regional Open Space District, the Santa Clara Valley Open-Space Authority, and the East Bay Regional Park District.

**Status:** Chapter 214, Statutes of 2022

**SB-333 (Eggman) - San Joaquin Regional Transit District: procurement.**

Increases the bid threshold for the San Joaquin Regional Transit District's (RTD) purchase of supplies, equipment, and materials, and allows RTD to use best value procurement for these contracts.

**Status:** Chapter 217, Statutes of 2021

**SB-991 (Newman) - Public contracts: progressive design-build: local agencies.**

Authorizes, until January 1, 2029, local water agencies to use the progressive design-build method of project delivery for specified projects.

**Status:** Chapter 243, Statutes of 2022

**SB-1354 (Jones) - Design-build contracting: cities, counties, and cities and counties: compliance with the federal Americans with Disabilities Act of 1990.**

Allows counties and cities to use design-build contracting for projects that are necessary to comply with construction-related accessibility standards as defined in existing law, as specified.

**Status:** Chapter 900, Statutes of 2022

**SB-1476 (Bradford) - Water replenishment districts: contracts.**

Revises non-construction contracting requirements for the Water Replenishment District of Southern California.

**Status:** Chapter 891, Statutes of 2022

## **ELECTIONS**

**AB-428 (Mayes) - Local government: board of supervisors.**

Establishes a minimum of two terms for the term limits allowed for a member of a county board of supervisors, and specifies that a county board of supervisors is included in the definition of county officers for whom the board prescribes compensation.

**Status:** Chapter 462, Statutes of 2021

**AB-1307 (Cervantes) - County of Riverside Citizens Redistricting Commission.**

Creates a Citizens Redistricting Commission for the County of Riverside and requires it to adjust the boundary lines of Riverside County's supervisorial districts after the decennial federal census.

**Status:** Chapter 403, Statutes of 2022

**AB-1546 (Chau) - City of Alhambra: charter amendment: Alhambra Unified School District: California Voting Rights Act.**

Allows the City of Alhambra to submit a proposal at a special election to remove from the City's charter all references to the Alhambra Unified School District.

**Status:** Chapter 145, Statutes of 2021

**AB-2030 (Arambula) - County of Fresno Citizens Redistricting Commission.**

Creates a Citizens Redistricting Commission in Fresno County and requires it to adjust the boundary lines of Fresno County's supervisorial districts after the decennial federal census.

**Status:** Chapter 407, Statutes of 2022

**AB-2494 (Salas) - County of Kern Citizens Redistricting Commission.**

Creates a Citizens Redistricting Commission in Kern County and requires it to adjust the boundary lines of Kern County's supervisorial districts after the decennial federal census.

**Status:** Chapter 411, Statutes of 2022

## **ENERGY AND TELECOMMUNICATIONS**

**AB-14 (Aguiar-Curry) - Communications: broadband services: California Advanced Services Fund.**

Extends the sunset for the California Advanced Services Fund surcharge, allows the California Public Utilities Commission (CPUC) to limit cost-shifts for the surcharge, and authorizes the CPUC to collect specified information about affordable internet plans from internet service providers.

**Status:** Chapter 658, Statutes of 2021

**AB-537 (Quirk) - Communications: wireless telecommunications and broadband facilities.**

Makes several changes to existing law that requires an application for a wireless telecommunications facility to be deemed approved.

**Status:** Chapter 467, Statutes of 2021

**AB-1124 (Friedman) - Solar energy systems.**

Revises the definition of "solar energy system" as that term is used for the purpose of local permitting of such systems, including the allowable fees a local agency may charge, and clarifies the permit fees local agencies may charge for commercial and residential solar energy systems.

**Status:** Chapter 235, Statutes of 2021

**AB-1166 (Grayson) - Communications: wireless telecommunications facilities.**

Would have made several changes to existing law that requires an application for a wireless telecommunications facility to be deemed approved.

**Status:** Assembly-Died - Local Government

**SB-378 (Gonzalez) - Local government: broadband infrastructure development project permit processing: microtrenching permit processing ordinance.**

Enacts the Broadband Deployment Acceleration Best Practices Act of 2021 and requires local governments to allow microtrenching for the installation of underground fiber optic equipment.

**Status:** Chapter 677, Statutes of 2021

**SB-379 (Wiener) - Residential solar energy systems: permitting.**

Requires counties and cities to implement an online, automated permitting platform for residential solar energy systems, and provides a procedure for counties and cities to report compliance and related information to the California Energy Commission.

**Status:** Chapter 356, Statutes of 2022

**SB-556 (Dodd) - Street light poles, traffic signal poles: small wireless facilities attachments.**

Would have required street light poles and traffic signal poles owned by a local government or local publicly owned electric utility to be made available for the placement of small wireless facilities, outlined the rates and fees that may be imposed for such use of these poles, and established the processes for reviewing and responding to requests for placing these facilities on these poles.

**Status:** Senate-Vetoed

## **FINANCE**

**AB-119 (Salas) - County auditor: direct levies.**

Would have required county auditors, or another county officer designated by the county, to make publicly available on their internet websites information about direct levies, as defined, including the range of combined direct levies assessed on real property, as specified.

**Status:** Assembly-Died - Local Government

**AB-336 (Villapudua) - Enhanced infrastructure financing districts: public financing authority: members: joint powers authorities.**

Specifies who may serve as a member of the governing body of an enhanced infrastructure financing district's public financing authority.

**Status:** Chapter 22, Statutes of 2021

**AB-460 (Mayes) - Fire protection: residential fire sprinklers: fees.**

Would have, among other things, prohibited water-related fees imposed on the owner of residential property from being affected by the installation of a residential fire sprinkler system on that residential property, including those residential fire sprinkler systems mandated by a local jurisdiction or a fire protection district, and would have provided that homes with residential fire sprinklers installed before January 1, 2022, may have their water meter rates reassessed to comply with this prohibition.

**Status:** Assembly-Died - Local Government

**AB-464 (Mullin) - Enhanced Infrastructure Financing Districts: allowable facilities and projects.**

Expands the types of facilities and projects that enhanced infrastructure financing districts may fund.

**Status:** Chapter 25, Statutes of 2021

**AB-687 (Seyarto) - Joint powers authorities: Riverside County Housing Finance Trust.**

Allows Riverside County and specified cities within western Riverside County to create the Western Riverside County Housing Finance Trust.

**Status:** Chapter 120, Statutes of 2021

**AB-726 (Eduardo Garcia) - Capital investment incentive program: qualified manufacturing facility.**

Specifies that a business engaged in the manufacturing of fuels, electrical parts, or components used in the field of clean transportation or the production of alternative fuel vehicles or electric vehicles is a qualified manufacturing facility for the purposes of the Capital Investment Incentive program.

**Status:** Chapter 121, Statutes of 2021

**AB-747 (Mathis) - Water treatment facility: State Water Resources Control Board: grant.**

Would have appropriated \$20 million from the General Fund to the State Water Resources Control Board for the purpose of improving water treatment, and would have required the Board to grant \$20 million to a joint powers authority (JPA) composed of

the Tule River Indian Tribe and the City of Porterville for a water treatment facility to be operated by the JPA.

**Status:** Assembly-Died - Environmental Safety and Toxic Materials

**AB-758 (Nazarian) - Marks-Roos Local Bond Pooling Act of 1985: electric utilities: rate reduction bonds.**

Expands the authorization for specified joint powers authorities to issue rate reduction bonds for local publicly owned water utilities to also include publicly-owned electric utilities, and makes other changes to that authorization.

**Status:** Chapter 233, Statutes of 2021

**AB-922 (Eduardo Garcia) - Redevelopment: housing successor: Low and Moderate Income Housing Asset Fund.**

Would have expanded the definition of “excess surplus” to also include, for an entity operating as a housing successor agency that owns and operates affordable housing that was transferred to the housing successor agency as a housing asset of the former redevelopment agency, an unencumbered amount in the housing successor’s Low and Moderate Income Housing Asset Fund that exceeds the greater of \$1 million or the aggregate amount deposited into the account during the housing successor’s preceding 8 fiscal years, whichever is greater.

**Status:** Assembly-Died - Housing and Community Development

**AB-1013 (Lackey) - State mandates: claims.**

Would have changed the minimum claim amount for state mandate reimbursement to \$900.

**Status:** Assembly-Died - Local Government

**AB-1085 (Bigelow) - Property tax: revenue allocations: County of Madera.**

Would have required the Auditor of the County of Madera to reallocate \$4,627,723 from the County’s Educational Revenue Augmentation Fund.

**Status:** Senate-Died - Appropriations

**AB-1324 (Robert Rivas) - Transit-Oriented Affordable Housing Funding Program Act.**

Would have established the Transit-Oriented Affordable Housing Funding Program, to be administered by the Treasurer’s office.

**Status:** Assembly-Died - Housing and Community Development

**AB-1543 (Bloom) - Affordable Housing and Community Development Funding Act.**

Would have modified the requirement to distribute remaining moneys in the Redevelopment Property Tax Trust Fund by requiring, for the period commencing on

January 2, 2025, until the successor is dissolved, that 20% of the amount that would otherwise be allocated to local agencies and school entities that exceeds the amount transferred between January 1, 2024, and January 1, 2025, inclusive, be deposited in the Low and Moderate Income Housing Fund if specified conditions are met.

**Status:** Assembly-Died - Housing and Community Development

**AB-1610 (Lackey) - State mandates: claims.**

Would have changed the minimum claim amount for state mandate reimbursement to \$800.

**Status:** Assembly-Died - Local Government

**AB-1765 (Nazarian) - Marks-Roos Local Bond Pooling Act of 1985: rate reduction bonds: review.**

Specifies the California Pollution Control Financing Authority may charge additional fees to retain an independent financial advisor to review applications for rate reduction bonds.

**Status:** Chapter 322, Statutes of 2022

**AB-1773 (Patterson) - Williamson Act: subvention payments: appropriation.**

Would have appropriated \$40 million from the General Fund for the 2022-2023 fiscal year to make Williamson Act subvention payments to counties for losses counties incur from reduction of assessed property taxes.

**Status:** Assembly-Died - Appropriations

**AB-2186 (Grayson) - Housing Cost Reduction Incentive Program.**

Would have created the Housing Cost Reduction Incentive Program to reimburse cities and counties for development impact fees that are reduced or deferred for affordable housing developments.

**Status:** Senate-Died - Appropriations

**AB-2258 (Wood) - Property Assessed Clean Energy program: wildfire safety improvements.**

Would have made changes to the Property Assessed Clean Energy Program related to wildfire safety improvements.

**Status:** Assembly-Died - Banking and Finance

**AB-2453 (Bennett) - Transactions and use taxes: Ventura County Transportation Commission.**

Authorizes the Ventura County Transportation Commission to impose a transaction and use tax that exceeds the 2% statutory limitation.

**Status:** Chapter 286, Statutes of 2022

**AB-2531 (Grayson) - Housing data: collection and reporting.**

Would have made technical changes to reporting requirements for certain development fees.

**Status:** Assembly-Died - Housing and Community Development

**AB-2536 (Grayson) - Development fees: impact fee nexus studies: connection fees and capacity charges.**

Requires local agencies to evaluate and show specified evidence when imposing or increasing connection fees and capacity charges, and excludes school districts from certain nexus study requirements.

**Status:** Chapter 128, Statutes of 2022

**AB-2560 (Mia Bonta) - Housing: blighted and tax defaulted property.**

Would have required specified local agencies in the San Francisco Bay Area to compile a list of blighted properties, and develop and execute a plan to collaborate with social equity investors to develop affordable housing on those properties.

**Status:** Senate-Died - Appropriations

**AB-2780 (Arambula) - Dissolution of redevelopment agencies: enhanced infrastructure financing districts: City of Selma.**

Allows the City of Selma to initiate, participate in, govern, or finance an enhanced infrastructure financing district if certain conditions are met.

**Status:** Chapter 598, Statutes of 2022

**AB-2852 (Bloom) - Air pollution control districts and air quality management districts: independent special districts: funding.**

Would have designated, retroactive to January 1, 2020, a district as an independent special district for purposes of receiving state funds or funds disbursed by the state, including federal funds.

**Status:** Assembly-Died - Local Government

**AB-2890 (Bloom) - Property and business improvement districts.**

Makes changes to the Property and Business Improvement District Law of 1994.

**Status:** Chapter 129, Statutes of 2022

**ACA-1 (Aguar-Curry) - Local government financing: affordable housing and public infrastructure: voter approval.**

Would have proposed amendments to the California Constitution to allow a city, county, or special district, with 55% voter approval, to incur bonded indebtedness or impose specified special taxes to fund projects for affordable housing, permanent supportive housing, or public infrastructure.

**Status:** Assembly-Died - Local Government

**SB-323 (Caballero) - Local government: water or sewer service: legal actions.**

Establishes a 120 day statute of limitations on judicial challenges to water and sewer rates.

**Status:** Chapter 216, Statutes of 2021

**SB-431 (Rubio) - Street lighting systems: City of West Covina.**

Authorizes the Landscaping and Lighting District of the City of West Covina to perform maintenance and make improvements pursuant to the Landscaping and Lighting Act of 1972.

**Status:** Chapter 35, Statutes of 2021

**SB-438 (Laird) - Redevelopment: enforceable obligations: City of Atascadero.**

Would have made specified loan agreements between the City of Atascadero and its former redevelopment agency enforceable obligations.

**Status:** Assembly-Died - Appropriations

**SB-476 (Min) - California Financing Law: program administrators.**

Would have prohibited a Property Assessed Clean Energy (PACE) program administrator from executing an assessment contract unless the associated property has undergone an energy audit, as specified, and prohibited a PACE program administrator from disbursing funds to a PACE solicitor or PACE solicitor agent without specified proof of project completion.

**Status:** Assembly-Died - Local Government

**SB-656 (Eggman) - Stockton-East Water District: water rates.**

Allows Stockton East Water District to exceed specified water rate caps if the rates are adopted in accordance with existing law.

**Status:** Chapter 984, Statutes of 2022

**SB-780 (Cortese) - Local finance: public investment authorities.**

Makes numerous changes to enhanced infrastructure financing districts and community revitalization infrastructure authorities.

**Status:** Chapter 391, Statutes of 2021

**SB-810 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 36, Statutes of 2021

**SB-811 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 37, Statutes of 2021

**SB-812 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 38, Statutes of 2021

**SB-852 (Dodd) - Climate resilience districts: formation: funding mechanisms.**

Allows cities and counties to create climate resilience districts (CRDs) and provides these CRDs with various financing powers.

**Status:** Chapter 266, Statutes of 2022

**SB-1449 (Caballero) - Office of Planning and Research: grant program: annexation of unincorporated areas.**

Would have required the Governor's Office of Planning and Research to establish, upon appropriation by the Legislature, the Unincorporated Area Annexation Incentive Program.

**Status:** Senate-Vetoed

**SB-1490 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 94, Statutes of 2022

**SB-1491 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 95, Statutes of 2022

**SB-1492 (Committee on Governance and Finance) - Validations.**

Validates the organization, boundaries, acts, proceedings, and bonds of the state government, counties, cities, special districts and school districts, among other public bodies.

**Status:** Chapter 96, Statutes of 2022

## **GOVERNANCE**

### **AB-336 (Villapudua) - Enhanced infrastructure financing districts: public financing authority: members: joint powers authorities.**

Specifies who may serve as a member of the governing body of an enhanced infrastructure financing district's public financing authority.

**Status:** Chapter 22, Statutes of 2021

### **AB-428 (Mayes) - Local government: board of supervisors.**

Establishes a minimum of two terms for the term limits allowed for a member of a county board of supervisors, and specifies that a county board of supervisors is included in the definition of county officers for whom the board prescribes compensation.

**Status:** Chapter 462, Statutes of 2021

### **AB-903 (Frazier) - Los Medanos Community Healthcare District.**

Would have dissolved the Los Medanos Community Healthcare District and designated the County of Contra Costa as the successor agency to the district.

**Status:** Senate-Died - Governance and Finance

### **AB-924 (Wicks) - Alameda Health System: hospital authority.**

Would have prohibited the existence of up to 3 county employees who were appointed by the board of supervisors simultaneously serving on the governing board of the Alameda Health System from being a basis to determine that the System is not an independent entity or that the System has not obtained the administration, management, and control of the medical center.

**Status:** Assembly-Died - Local Government

### **AB-1021 (Mayes) - Imperial Irrigation District.**

Would have required the local agency formation commissions in Imperial and Riverside Counties to conduct a study of governance options for the Imperial Irrigation District electrical service area.

**Status:** Assembly-Vetoed

### **AB-1091 (Berman) - Santa Clara Valley Transportation Authority: board of directors.**

Would have made changes to the Board of the Santa Clara Valley Transportation Authority.

**Status:** Assembly-Died

**AB-1196 (Cooley) - Sacramento Regional Transit District: board of directors: voting procedures.**

Changes the voting structure of the Sacramento Regional Transit District Board.

**Status:** Chapter 272, Statutes of 2021

**AB-1902 (Aguiar-Curry) - Resource conservation: resource conservation districts.**

Makes numerous changes to laws related to resource conservation districts.

**Status:** Chapter 585, Statutes of 2022

**AB-2181 (Berman) - Santa Clara Valley Transportation Authority: board of directors.**

Would have made changes to the Board of the Santa Clara Valley Transportation Authority.

**Status:** Senate-Died - Transportation

**AB-2324 (Irwin) - Oath of office: health officers.**

Requires specified health officers to file their oath of office with the Secretary of State.

**Status:** Chapter 124, Statutes of 2022

**AB-2434 (Santiago) - Homelessness Action Authority: County of Los Angeles.**

Would have authorized the County of Los Angeles, the City of Los Angeles, and any other city within the county of Los Angeles to form a joint powers agreement to fund housing development and to assist the homeless population.

**Status:** Assembly-Died - Local Government

**AB-2442 (Robert Rivas) - Climate change.**

Would have added "climate change" to the definition of the term "disaster" for the purposes of the California Disaster Assistance Act, and specified that mitigation measures for climate change and disasters related to climate may include, but are not limited to, measures that reduce emissions of greenhouse gases and investments in natural infrastructure.

**Status:** Senate-Died

**SB-268 (Archuleta) - Parks and recreation: Lower Los Angeles River Recreation and Park District: Lower San Gabriel River Recreation and Park District: establishment: board of directors.**

Makes changes to the board of directors for the Lower Los Angeles River Recreation and Park District and the Lower San Gabriel River Recreation and Park District, and makes additional changes to district formation.

**Status:** Chapter 761, Statutes of 2021

**SB-418 (Laird) - Pajaro Valley Health Care District.**

Creates the Pajaro Valley Health Care District.

**Status:** Chapter 1, Statutes of 2022

**SB-458 (McGuire) - Military base reuse authority: board of directors.**

Would have specified that a majority of the voting members of a Military Base Reuse Authority board constitute a quorum and may act for the authority.

**Status:** Assembly-Died - Rules

**SB-969 (Laird) - Pajaro Valley Health Care District.**

Requires the Pajaro Valley Health Care District (PVHCD) to report certain information to the Santa Cruz Local Agency Formation Commission (LAFCO) and places specified requirements on the Santa Cruz LAFCO in regards to PVHCD.

**Status:** Chapter 90, Statutes of 2022

**SB-1130 (McGuire) - Military base reuse authority: board of directors: ex officio members.**

Would have specified that the governing board of a military base reuse authority may appoint or remove, as ex officio nonvoting members of the board, representatives from state agencies or campuses of the University of California or the California State University in the territory of the base.

**Status:** Assembly-Died

**SB-1177 (Portantino) - Joint powers authorities: Cities of Burbank, Glendale, and Pasadena.**

Authorizes the cities of Burbank, Glendale, and Pasadena to form a Regional Housing Trust.

**Status:** Chapter 173, Statutes of 2022

**SB-1444 (Allen) - Joint powers authorities: South Bay Regional Housing Trust.**

Authorizes the County of Los Angeles and specified cities within the county to form the South Bay Regional Housing Trust.

**Status:** Chapter 672, Statutes of 2022

## **HOUSING AND LAND USE**

**AB-59 (Gabriel) - Mitigation Fee Act: fees: notice and timelines.**

Would have changed the Mitigation Fee Act by increasing, from 14 to 45, the number of days local agencies must provide a notice of hearing before increasing specified fees, and limiting the evidence a local agency could use to defend a fee in a court action.

**Status:** Assembly-Died - Local Government

**AB-115 (Bloom) - Planning and zoning: commercial zoning: housing development.**

Would have made certain affordable housing development projects an authorized use on commercially-zoned land.

**Status:** Assembly-Died - Local Government

**AB-215 (Chiu) - Housing element: regional housing need: relative progress determination.**

Provides the Department of Housing and Community Development with additional enforcement authority for local agency violations of specified housing laws, and increases public review for housing elements.

**Status:** Chapter 342, Statutes of 2021

**AB-345 (Quirk-Silva) - Accessory dwelling units: separate conveyance.**

Requires cities and counties to allow a qualified nonprofit corporation to sell an accessory dwelling unit separately from the primary dwelling unit on the property, and revises the conditions for a tenancy in common agreement entered into pursuant to such a sale.

**Status:** Chapter 343, Statutes of 2021

**AB-571 (Mayes) - Planning and zoning: density bonuses: affordable housing.**

Prohibits a local government from charging affordable housing impact fees on certain types of affordable units.

**Status:** Chapter 346, Statutes of 2021

**AB-602 (Grayson) - Development fees: impact fee nexus study.**

Adds new requirements to impact fee nexus studies by requiring cities and counties to request certain information from development proponents and requiring the Department of Housing and Community Development to develop a nexus study template.

**Status:** Chapter 347, Statutes of 2021

**AB-605 (Villapudua) - Department of Housing and Community Development: program administration: bonus points: housing element.**

Would have created a bonus point system for competitive grants and loans administered by the Department of Housing and Community Development for applicants that meet specified criteria.

**Status:** Assembly-Died - Housing and Community Development

**AB-617 (Davies) - Planning and zoning: regional housing needs: exchange of allocation.**

Would have allowed a city or county to transfer all or a portion of its regional housing need allocation to another city or county.

**Status:** Assembly-Died - Housing and Community Development

**AB-634 (Carrillo) - Density Bonus Law.**

Allows a local government to require an affordability period longer than 55 years for units that qualify a developer for a density bonus if the local government has an inclusionary housing ordinance that requires a percentage of residential units affordable to lower income households for longer than 55 years, except for developments funded using Low Income Housing Tax Credits.

**Status:** Chapter 348, Statutes of 2021

**AB-672 (Cristina Garcia) - Publicly owned golf courses: conversion: affordable housing.**

Would have created a grant program administered by the Department of Housing and Community Development to award grants to cities and counties that convert public golf courses into housing.

**Status:** Assembly-Died - Appropriations

**AB-678 (Grayson) - Housing development projects: fees and exactions cap.**

Would have capped fees and exactions a city or county can impose on new housing developments, as specified.

**Status:** Assembly-Died - Local Government

**AB-682 (Bloom) - Planning and zoning: density bonuses: cohousing buildings.**

Defines "shared housing developments" and requires local agencies to grant a density bonus to shared housing developments.

**Status:** Chapter 634, Statutes of 2022

**AB-687 (Seyarto) - Joint powers authorities: Riverside County Housing Finance Trust.**

Allows Riverside County and specified cities within western Riverside County to create the Western Riverside County Housing Finance Trust.

**Status:** Chapter 120, Statutes of 2021

**AB-780 (Ting) - Local zoning ordinances: school district employee housing.**

Would have authorized the governing board of a school district to render a city or county zoning ordinance inapplicable if the school district proposed to use the property to offer school district employee housing.

**Status:** Assembly-Died - Local Government

**AB-787 (Gabriel) - Planning and zoning: housing element: converted affordable housing units.**

Authorizes cities and counties to receive credit towards their regional housing need for the conversion of above moderate-income units to moderate-income units.

**Status:** Chapter 350, Statutes of 2021

**AB-800 (Gabriel) - Wildfires: local general plans: safety elements: fire hazard severity zones.**

Would have required the Director of Forestry and Fire Protection to identify areas of the state as moderate and high fire hazard severity zones and made conforming changes to law governing the review of general plan safety elements and the adoption of tentative or parcel maps in fire hazard zones.

**Status:** Assembly-Died - Natural Resources

**AB-803 (Boerner Horvath) - Starter Home Revitalization Act of 2021.**

Requires cities and counties to allow denser single-family housing development on certain parcels zoned for multifamily housing, as specified.

**Status:** Chapter 154, Statutes of 2021

**AB-832 (Bloom) - City of Los Angeles: transfer of former redevelopment agency land use plans and functions.**

Would have made zoning and land use designations adopted in various underlying governing documents by the City of Los Angeles apply when in conflict with any provision of a redevelopment plan. (Subsequently amended to address a subject matter outside of Local Government Committee jurisdiction.)

**Status:** Chapter 27, Statutes of 2021

**AB-916 (Salas) - Zoning: accessory dwelling units: bedroom addition.**

Prohibits a city or county from requiring a public hearing as a condition of reconfiguring existing space to add up to two bedrooms within an existing dwelling unit.

**Status:** Chapter 635, Statutes of 2022

**AB-964 (Boerner Horvath) - Rental units: hosting platforms: coastal resources.**

Would have prohibited a city or county ordinance, policy, or program that regulates or licenses the rental of residential units for tourist or transient-use occupancy within the coastal zone through a hosting platform from being considered "development" as defined in the California Coastal Act (Coastal Act); would have exempted a city or county from complying with the Coastal Act when enacting or enforcing such an

ordinance, policy, or program; and, would have provided that a local coastal program is not required to include such an ordinance, policy, or program.

**Status:** Assembly-Died - Natural Resources

**AB-970 (McCarty) - Planning and zoning: electric vehicle charging stations: permit application: approval.**

Establishes specific time frames in which local agencies must approve permits for electric vehicle charging stations.

**Status:** Chapter 710, Statutes of 2021

**AB-989 (Gabriel) - Housing: local development decisions: appeals.**

Would have established an Office of Housing Appeals within the Department of Housing and Community Development.

**Status:** Senate-Died

**AB-1016 (Robert Rivas) - Local planning: streamlined housing development: nonprofit corporations.**

Would have created a streamlined development approval process for non-profit housing developments involving less than 25 units.

**Status:** Assembly-Died - Housing and Community Development

**AB-1029 (Mullin) - Housing elements: prohousing local policies.**

Adds preservation of affordable housing units as a pro-housing local policy that the Department of Housing and Community Development may consider in developing a pro-housing designation.

**Status:** Chapter 353, Statutes of 2021

**AB-1075 (Wicks) - Planning and zoning: residential developments.**

Would have required local agencies to deem residential developments that meet specified criteria compliant with local zoning.

**Status:** Assembly-Died - Housing and Community Development

**AB-1091 (Berman) - Santa Clara Valley Transportation Authority: board of directors.**

Would have made changes to the Board of the Santa Clara Valley Transportation Authority.

**Status:** Assembly-Died

**AB-1124 (Friedman) - Solar energy systems.**

Revises the definition of "solar energy system" as that term is used for the purpose of local permitting of such systems, including the allowable fees a local agency may

charge, and clarifies the permit fees local agencies may charge for commercial and residential solar energy systems.

**Status:** Chapter 235, Statutes of 2021

**AB-1174 (Grayson) - Planning and zoning: housing: development application modifications, approvals, and subsequent permits.**

Makes changes to the streamlined, ministerial housing development approval process created by SB 35 (Wiener), Chapter 366, Statutes of 2017.

**Status:** Chapter 160, Statutes of 2021

**AB-1180 (Mathis) - Local governments: surplus land: tribes.**

Expands the definition of “exempt surplus land” to include surplus land that a local agency transfers to a federally recognized California Indian Tribe.

**Status:** Chapter 62, Statutes of 2021

**AB-1271 (Ting) - Surplus land.**

Would have expanded the types of land exempt from the Surplus Lands Act (SLA), imposed new procedural requirements on local agencies disposing of surplus land, and made various technical changes to the SLA.

**Status:** Assembly-Died - Housing and Community Development

**AB-1295 (Muratsuchi) - Residential development agreements: very high fire risk areas.**

Would have prohibited the legislative body of a city or county from entering into a residential development agreement for property located within a very high fire risk area.

**Status:** Assembly-Died - Local Government

**AB-1304 (Santiago) - Affirmatively further fair housing: housing element: inventory of land.**

Expands the ways in which local agencies must affirmatively further fair housing in their housing elements.

**Status:** Chapter 357, Statutes of 2021

**AB-1322 (Bonta) - Land use: local measures: conflicts.**

Would have created a process for the governing body of a city or county to seek judicial validation that a local measure approved by the voters is in conflict with state housing law. (Subsequently amended to address a subject matter outside of Local Government Committee jurisdiction.)

**Status:** Assembly-Vetoed

**AB-1324 (Robert Rivas) - Transit-Oriented Affordable Housing Funding Program Act.**

Would have established the Transit-Oriented Affordable Housing Funding Program, to be administered by the Treasurer's office.

**Status:** Assembly-Died - Housing and Community Development

**AB-1370 (Quirk-Silva) - Housing element: annual report: housing units.**

Would have required local agencies to report the number of housing units and the number of accessory dwelling units that were approved pursuant to a streamlined development process to the Department of Housing and Community Development.

**Status:** Assembly-Died - Housing and Community Development

**AB-1398 (Bloom) - Planning and zoning: housing element: rezoning of sites: prohousing local policies.**

Requires expedited rezoning for local jurisdictions that fail to adopt a legally compliant housing element within 120 days of the statutory deadline.

**Status:** Chapter 358, Statutes of 2021

**AB-1401 (Friedman) - Residential and commercial development: parking requirements.**

Would have prohibited local governments from enforcing minimum automobile parking requirements for developments located close to public transit.

**Status:** Senate-Died - Appropriations

**AB-1409 (Levine) - Planning and zoning: general plan: safety element.**

Requires the safety element to be reviewed and updated as necessary to identify evacuation locations.

**Status:** Chapter 481, Statutes of 2021

**AB-1445 (Levine) - Planning and zoning: regional housing need allocation: climate change impacts.**

Adds the impacts of climate change as a factor that a regional council of governments may consider in developing their methodology that allocates regional housing needs.

**Status:** Chapter 948, Statutes of 2022

**AB-1476 (Gray) - Park property: City of Modesto: Beard Brook Park.**

Allows the City of Modesto to dispose of specified park property, subject to certain conditions.

**Status:** Chapter 718, Statutes of 2021

**AB-1501 (Santiago) - Planning and zoning: housing development: very low and lower income households.**

Would have required the Department of Housing and Community Development to rezone land in specified jurisdictions that fail to rezone their land after adopting their housing element.

**Status:** Assembly-Died - Housing and Community Development

**AB-1543 (Bloom) - Affordable Housing and Community Development Funding Act.**

Would have modified the requirement to distribute remaining moneys in the Redevelopment Property Tax Trust Fund by requiring, for the period commencing on January 2, 2025, until the successor is dissolved, that 20% of the amount that would otherwise be allocated to local agencies and school entities that exceeds the amount transferred between January 1, 2024, and January 1, 2025, inclusive, be deposited in the Low and Moderate Income Housing Fund if specified conditions are met.

**Status:** Assembly-Died - Housing and Community Development

**AB-1547 (Reyes) - Air pollution: warehouse facilities.**

Would have required local agencies to impose specified environmental conditions on any warehouse development prior to approving the project.

**Status:** Assembly-Died - Natural Resources

**AB-1551 (Santiago) - Planning and zoning: development bonuses: mixed-use projects.**

Reinstates, until January 1, 2028, provisions of law that require counties and cities to grant a development bonus for specified commercial developments that also contribute affordable housing.

**Status:** Chapter 637, Statutes of 2022

**AB-1748 (Seyarto) - Exempt surplus land: regional housing need.**

Would have exempted low density parcels located in jurisdictions that meet or exceed their 6th cycle Regional Housing Needs Allocation production targets for Very Low Income and Low Income housing on an annual basis from the Surplus Lands Act.

**Status:** Assembly-Died - Housing and Community Development

**AB-1773 (Patterson) - Williamson Act: subvention payments: appropriation.**

Would have appropriated \$40 million from the General Fund for the 2022-2023 fiscal year to make Williamson Act subvention payments to counties for losses counties incur from reduction of assessed property taxes.

**Status:** Assembly-Died - Appropriations

**AB-1910 (Cristina Garcia) - Publicly owned golf courses: conversion: affordable housing.**

Would have established an incentive program to provide grants to local agencies to facilitate the conversion of municipally owned golf courses into affordable housing and open space.

**Status:** Assembly-Died - Appropriations

**AB-1967 (Daly) - Housing Accountability Act: transitional and supportive housing.**

Would have amended the Housing Accountability Act to allow a local agency to require a conditional use permit for transitional and supportive housing developments with seven or more residents.

**Status:** Assembly-Died - Housing and Community Development

**AB-1976 (Santiago) - Planning and zoning: housing element compliance: very low and lower income households.**

Would have required the Department of Housing and Community Development to rezone land in specified jurisdictions that fail to rezone their land after adopting their housing element.

**Status:** Assembly-Died - Housing and Community Development

**AB-2063 (Berman) - Density bonuses: affordable housing impact fees.**

Would have prohibited a city, county, or city and county from charging affordable housing impact fees, including inclusionary zoning fees, in-lieu fees, and public benefit fees, on a housing development's density bonus units.

**Status:** Assembly-Died - Appropriations

**AB-2068 (Ward) - General plan: annual report.**

Would have required local planning agencies to include information in their annual progress report about the number of new housing units that received their certificate of occupancy in the prior year. (Subsequently amended to address a subject matter outside of Local Government Committee jurisdiction.)

**Status:** Chapter 485, Statutes of 2022

**AB-2094 (Robert Rivas) - General plan: annual report: extremely low-income housing.**

Requires cities and counties to include in their annual progress report progress towards meeting their regional housing needs for extremely low income households.

**Status:** Chapter 649, Statutes of 2022

**AB-2097 (Friedman) - Residential and commercial development: remodeling, renovations, and additions: parking requirements.**

Prohibits public agencies from imposing minimum automobile parking requirements on specified residential, commercial and other developments located within one-half mile of public transit.

**Status:** Chapter 459, Statutes of 2022

**AB-2186 (Grayson) - Housing Cost Reduction Incentive Program.**

Would have created the Housing Cost Reduction Incentive Program to reimburse cities and counties for development impact fees that are reduced or deferred for affordable housing developments.

**Status:** Senate-Died - Appropriations

**AB-2221 (Quirk-Silva) - Accessory dwelling units.**

Clarifies and expands requirements for approval of accessory dwelling units and junior accessory dwelling units.

**Status:** Chapter 650, Statutes of 2022

**AB-2234 (Robert Rivas) - Planning and zoning: housing: postentitlement phase permits.**

Requires a local agency to post information related to postentitlement phase permits for housing development projects, process those permits in a specified time period depending on the size of the housing development, and establish a digital permitting system if the local agency meets a specific population threshold.

**Status:** Chapter 651, Statutes of 2022

**AB-2244 (Wicks) - Religious institution affiliated housing: colocated place of worship.**

Allows a developer of a new place of worship, when also constructing housing, to reduce by 50 percent the number of religious use parking spaces that would be required for a newly constructed place of worship.

**Status:** Chapter 122, Statutes of 2022

**AB-2271 (Gipson) - Los Angeles County Metropolitan Transportation Authority: contracting: local businesses.**

Expands the Los Angeles County Metropolitan Transportation Authority's ability to facilitate bid preferences to small business enterprises and medium business enterprises.

**Status:** Chapter 460, Statutes of 2022

**AB-2295 (Bloom) - Local educational agencies: housing development projects.**

Requires, beginning January 1, 2024, until January 1, 2033, a housing project to be deemed an allowable use on property owned by a local educational agency if it meets specified affordability criteria and planning standards.

**Status:** Chapter 652, Statutes of 2022

**AB-2319 (Mia Bonta) - Surplus land: former military base land.**

Creates an exemption from the Surplus Lands Act for the Alameda Naval Air Station.

**Status:** Chapter 963, Statutes of 2022

**AB-2328 (Flora) - Local ordinances: home experience sharing.**

Would have prohibited cities and counties from prohibiting or effectively prohibiting the use of property as a home experience sharing unit.

**Status:** Assembly-Died - Local Government

**AB-2334 (Wicks) - Density Bonus Law: affordability: incentives or concessions in very low vehicle travel areas: parking standards: definitions.**

Allows a housing development project in 17 specified counties to receive added height and unlimited density if the project is located in an urbanized very low vehicle travel area, at least 80 percent of the units are restricted to lower income households, and no more than 20 percent are for moderate income households.

**Status:** Chapter 653, Statutes of 2022

**AB-2339 (Bloom) - Housing element: emergency shelters: regional housing need.**

Adds additional specificity to where emergency shelters must be zoned in a jurisdiction's housing element and amends the "no net loss" policy in housing element law to factor in the share of the regional housing need that the local government failed to accommodate through rezoning in the prior planning period.

**Status:** Chapter 654, Statutes of 2022

**AB-2357 (Ting) - Surplus land.**

Would have made various changes to the Surplus Land Act regarding the disposal process, state oversight authority, and penalties for violations.

**Status:** Senate-Died - Governance and Finance

**AB-2386 (Bloom) - Planning and zoning: tenancy in common subject to an exclusive occupancy agreement.**

Would have authorized a local agency to regulate by ordinance the design and improvement of multifamily property held under a tenancy in common subject to an exclusive occupancy agreement.

**Status:** Assembly-Died

**AB-2428 (Ramos) - Mitigation Fee Act: fees for improvements: timeline for expenditure.**

Would have required local agencies to refund certain types of development fees that are not expended within five years.

**Status:** Assembly-Died - Local Government

**AB-2430 (Grayson) - Tiny homes.**

Would have defined "movable tiny homes" and incorporated movable tiny homes into the streamlined approval provisions that apply to accessory dwelling units.

**Status:** Assembly-Died - Housing and Community Development

**AB-2434 (Santiago) - Homelessness Action Authority: County of Los Angeles.**

Would have authorized the County of Los Angeles, the City of Los Angeles, and any other city within the county of Los Angeles to form a joint powers agreement to fund housing development and to assist the homeless population.

**Status:** Assembly-Died - Local Government

**AB-2442 (Robert Rivas) - Climate change.**

Would have added "climate change" to the definition of the term "disaster" for the purposes of the California Disaster Assistance Act, and specified that mitigation measures for climate change and disasters related to climate may include, but are not limited to, measures that reduce emissions of greenhouse gases and investments in natural infrastructure.

**Status:** Senate-Died

**AB-2492 (Grayson) - Factory-built housing: qualified manufacturers: incentives.**

Would have defined "factory-built housing" and created an incentive program for qualifying developments that meet specified criteria.

**Status:** Assembly-Died - Housing and Community Development

**AB-2531 (Grayson) - Housing data: collection and reporting.**

Would have made technical changes to reporting requirements for certain development fees.

**Status:** Assembly-Died - Housing and Community Development

**AB-2536 (Grayson) - Development fees: impact fee nexus studies: connection fees and capacity charges.**

Requires local agencies to evaluate and show specified evidence when imposing or increasing connection fees and capacity charges, and excludes school districts from certain nexus study requirements.

**Status:** Chapter 128, Statutes of 2022

**AB-2560 (Mia Bonta) - Housing: blighted and tax defaulted property.**

Would have required specified local agencies in the San Francisco Bay Area to compile a list of blighted properties, and develop and execute a plan to collaborate with social equity investors to develop affordable housing on those properties.

**Status:** Senate-Died - Appropriations

**AB-2561 (Grayson) - Planning and zoning: housing: streamlined, ministerial approval: Benicia Arsenal Historic District.**

Would have excluded developments located in the Benicia Arsenal Historic District from qualifying for the streamlined, ministerial housing development approval process created by SB 35 (Wiener), Chapter 366, Statutes of 2017.

**Status:** Assembly-Died - Housing and Community Development

**AB-2625 (Ting) - Subdivision Map Act: exemption: electrical energy storage system.**

Exempts from the Subdivision Map Act certain types of leases and easements in conjunction with the financing, erection, and sale or lease of an electrical energy storage system.

**Status:** Chapter 212, Statutes of 2022

**AB-2631 (O'Donnell) - Government Claims Act.**

Would have provided that a public entity is liable for injury relating to the effects of that public entity's homelessness policies on another public entity.

**Status:** Assembly-Died - Local Government

**AB-2653 (Santiago) - Planning and Zoning Law: housing elements.**

Enables the Department of Housing and Community Development to reject the housing element portion of a planning agency's annual progress report if the report is not in substantial compliance with the law.

**Status:** Chapter 657, Statutes of 2022

**AB-2668 (Grayson) - Planning and zoning: housing: streamlined, ministerial approval.**

Adds parameters for determining a project's compliance with the streamlined, ministerial process created by SB 35 (Wiener), Chapter 366, Statutes of 2017.

**Status:** Chapter 658, Statutes of 2022

**AB-2705 (Quirk-Silva) - Housing: fire safety standards.**

Would have required cities and counties to make specified findings regarding wildfire standards before approving discretionary entitlements for new residential developments in very high fire hazard severity zones (VHFHSZ), and required the State Fire Marshall to provide financial assistance to fire harden specified numbers of existing homes in VHFHSZ, upon appropriation by the Legislature.

**Status:** Senate-Died - Appropriations

**AB-2798 (Fong) - Freight: development projects.**

Prohibits local agencies from denying an application for a temporary freight use project solely because a freight transportation development application is pending on that site.

**Status:** Chapter 535, Statutes of 2022

**AB-2840 (Reyes) - Qualifying logistics use projects.**

Would have required local agencies to impose measures that reduce the impacts to public health and safety associated with a qualifying logistics use project, and to require those projects to meet specified work force requirements.

**Status:** Senate-Died - Governance and Finance

**ACA-1 (Aguar-Curry) - Local government financing: affordable housing and public infrastructure: voter approval.**

Would have proposed amendments to the California Constitution to allow a city, county, or special district, with 55% voter approval, to incur bonded indebtedness or impose specified special taxes to fund projects for affordable housing, permanent supportive housing, or public infrastructure.

**Status:** Assembly-Died - Local Government

**SB-8 (Skinner) - Housing Crisis Act of 2019.**

Extends the sunset on the Housing Crisis Act of 2019 by five years, clarifies demolition and replacement provisions, and makes other changes.

**Status:** Chapter 161, Statutes of 2021

**SB-9 (Atkins) - Housing development: approvals.**

Requires ministerial approval of housing developments with two units (duplexes) and subdivision maps that meet certain conditions, and increases the length of time that local agencies can extend the validity of existing subdivision maps.

**Status:** Chapter 162, Statutes of 2021

**SB-10 (Wiener) - Planning and zoning: housing development: density.**

Authorizes a city or county to pass an ordinance that is not subject to the California Environmental Quality Act to zone any parcel for up to ten units of residential density if the parcel is located in a transit-rich area or an urban infill site.

**Status:** Chapter 163, Statutes of 2021

**SB-12 (McGuire) - Local government: planning and zoning: wildfires.**

Would have imposed additional fire hazard planning responsibilities on local governments, required counties and cities to make specified findings before taking certain development actions in very high fire risk areas, required related fire planning and review by multiple state agencies, and created a grant program for smaller counties and cities to implement the bill's requirements.

**Status:** Assembly-Died - Housing and Community Development

**SB-60 (Glazer) - Residential short-term rental ordinances: health or safety infractions: maximum fines.**

Establishes enhanced fines for violations of short-term rental ordinances.

**Status:** Chapter 307, Statutes of 2021

**SB-290 (Skinner) - Density Bonus Law: qualifications for incentives or concessions: student housing for lower income students: moderate-income persons and families: local government constraints.**

Makes various changes to Density Bonus Law including providing additional benefits to housing developments that include low-income rental and for-sale housing units, and moderate-income for-sale housing units.

**Status:** Chapter 340, Statutes of 2021

**SB-319 (Melendez) - Land use: development fees: audit.**

Expands the scope of audits local agencies must prepare if they fail to comply with reporting provisions of the Mitigation Fee Act.

**Status:** Chapter 385, Statutes of 2021

**SB-361 (Umberg) - Surplus land.**

Would have required the City of Anaheim to comply with additional transparency requirements prior to disposing of surplus land.

**Status:** Assembly-Died

**SB-414 (Jones) - Land.**

Revises the definition of cadastral surveying; updates how data may be provided for purposes of surveys; makes technical changes to provisions of the Land Surveying Act;

and, extends the amount of time allotted to set a hearing to appeal a decision made under the Subdivision Map Act, as specified.

**Status:** Chapter 106, Statutes of 2021

**SB-466 (Wieckowski) - Community development.**

Would have allowed the City of Santa Clara to sell or lease specified property for the purpose of economic development.

**Status:** Assembly-Died - Local Government

**SB-477 (Wiener) - General plan: annual report.**

Would have added several components to the annual progress report on housing development and land use that cities and counties are required to submit to the Department of Housing and Community Development related to their general plan.

**Status:** Senate-Vetoed

**SB-478 (Wiener) - Planning and Zoning Law: housing development projects.**

Establishes minimum floor-to-area ratio standards on housing development projects of three to ten units.

**Status:** Chapter 363, Statutes of 2021

**SB-556 (Dodd) - Street light poles, traffic signal poles: small wireless facilities attachments.**

Would have required street light poles and traffic signal poles owned by a local government or local publicly owned electric utility to be made available for the placement of small wireless facilities, outlined the rates and fees that may be imposed for such use of these poles, and established the processes for reviewing and responding to requests for placing these facilities on these poles.

**Status:** Senate-Vetoed

**SB-574 (Laird) - Agricultural preserves: Williamson Act.**

Narrows the role of the Department of Conservation in administering the Williamson Act.

**Status:** Chapter 644, Statutes of 2021

**SB-719 (Min) - Surplus land: exempt surplus land: eligible military base land.**

Would have exempted eligible military base land, as defined, from the provisions of the Surplus Land Act.

**Status:** Assembly-Died - Local Government

**SB-728 (Hertzberg) - Density Bonus Law: purchase of density bonus units by nonprofit housing organizations.**

Allows a qualified nonprofit housing organization to purchase a for-sale unit under density bonus law.

**Status:** Chapter 365, Statutes of 2021

**SB-734 (Hueso) - Redevelopment agencies: passthrough agreements: modification.**

Allows local agencies to modify specified redevelopment passthrough agreements.

**Status:** Chapter 221, Statutes of 2021

**SB-791 (Cortese) - California Surplus Land Unit.**

Establishes the California Surplus Land Unit within the Department of Housing and Community Development with the primary purpose of facilitating the development and construction of residential housing on local surplus land. (Subsequently amended to address a subject matter outside of Local Government Committee jurisdiction).

**Status:** Chapter 366, Statutes of 2021

**SB-897 (Wieckowski) - Accessory dwelling units: junior accessory dwelling units.**

Makes numerous changes to the laws governing accessory dwelling units and junior accessory dwelling units.

**Status:** Chapter 664, Statutes of 2022

**SB-932 (Portantino) - General plans: circulation element: bicycle and pedestrian plans and traffic calming plans.**

Requires every city and county to develop and implement bicycle plans, pedestrian plans, and traffic calming plans upon a substantive revision of the circulation element, as specified.

**Status:** Chapter 710, Statutes of 2022

**SB-1067 (Portantino) - Housing development projects: automobile parking requirements.**

Would have prohibited a city or county from imposing or enforcing minimum parking requirements on housing development projects located within one-half mile of a major transit stop, except as specified.

**Status:** Assembly-Died - Appropriations

**SB-1105 (Hueso) - San Diego Regional Equitable and Environmentally Friendly Affordable Housing Agency.**

Would have established the San Diego Regional Equitable and Environmentally Friendly Affordable Housing Agency in San Diego County to facilitate increased funding for housing activities, including new production, preservation, and renter protections.

**Status:** Assembly-Died - Appropriations

**SB-1177 (Portantino) - Joint powers authorities: Cities of Burbank, Glendale, and Pasadena.**

Authorizes the cities of Burbank, Glendale, and Pasadena to form a Regional Housing Trust.

**Status:** Chapter 173, Statutes of 2022

**SB-1291 (Archuleta) - Hydrogen-fueling stations: administrative approval.**

Requires local agencies to administratively review applications for hydrogen-fueling stations.

**Status:** Chapter 373, Statutes of 2022

**SB-1373 (Kamlager) - Surplus land disposal.**

Extends the authority for the City of Los Angeles to complete disposition of certain surplus property in accordance with the Surplus Land Act as it read on December 31, 2019.

**Status:** Chapter 724, Statutes of 2022

**SB-1393 (Archuleta) - Energy: appliances: local requirements.**

Would have modified existing requirements governing published guidance that the California Energy Commission must provide to help decarbonize buildings and add energy storage or electric vehicle charging capacity to buildings.

**Status:** Assembly-Died - Appropriations

**SB-1425 (Stern) - Open-space element: updates.**

Requires every city and county to review and update its open-space plan by January 1, 2026.

**Status:** Chapter 997, Statutes of 2022

**SB-1444 (Allen) - Joint powers authorities: South Bay Regional Housing Trust.**

Authorizes the County of Los Angeles and specified cities within the county to form the South Bay Regional Housing Trust.

**Status:** Chapter 672, Statutes of 2022

## **LOCAL AGENCY FORMATION COMMISSIONS**

### **AB-903 (Frazier) - Los Medanos Community Healthcare District.**

Would have dissolved the Los Medanos Community Healthcare District and designated the County of Contra Costa as the successor agency to the district.

**Status:** Senate-Died - Governance and Finance

### **AB-1021 (Mayes) - Imperial Irrigation District.**

Would have required the local agency formation commissions in Imperial and Riverside Counties to conduct a study of governance options for the Imperial Irrigation District electrical service area.

**Status:** Assembly-Vetoed

### **AB-1581 (Committee on Local Government) - Local government: omnibus.**

Makes several technical, non-controversial changes to the local agency formation commission statutes which govern local government organization and reorganization.

**Status:** Chapter 31, Statutes of 2021

### **AB-2081 (Eduardo Garcia) - Municipal water districts: water service: Indian lands.**

Extends the sunset date on provisions related to delivery of water service to Indian lands.

**Status:** Chapter 480, Statutes of 2022

### **AB-2957 (Committee on Local Government) - Local government: reorganization.**

Makes several technical, non-controversial changes to the local agency formation commission statutes which govern local government organization and reorganization.

**Status:** Chapter 37, Statutes of 2022

### **SB-13 (Dodd) - Local agency services: contracts: Counties of Napa and San Bernardino.**

Reestablishes a pilot program for the Napa and San Bernardino Local Agency Formation Commissions, and authorizes the Napa Local Agency Formation Commission to approve specified service extensions.

**Status:** Chapter 482, Statutes of 2021

### **SB-418 (Laird) - Pajaro Valley Health Care District.**

Creates the Pajaro Valley Health Care District.

**Status:** Chapter 1, Statutes of 2022

**SB-938 (Hertzberg) - The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000: protest proceedings: procedural consolidation.**

Makes numerous changes to the protest provisions in local agency formation commission law.

**Status:** Chapter 89, Statutes of 2022

**SB-969 (Laird) - Pajaro Valley Health Care District.**

Requires the Pajaro Valley Health Care District (PVHCD) to report certain information to the Santa Cruz Local Agency Formation Commission (LAFCO) and places specified requirements on the Santa Cruz LAFCO in regards to PVHCD.

**Status:** Chapter 90, Statutes of 2022

**SB-1449 (Caballero) - Office of Planning and Research: grant program: annexation of unincorporated areas.**

Would have required the Governor's Office of Planning and Research to establish, upon appropriation by the Legislature, the Unincorporated Area Annexation Incentive Program.

**Status:** Senate-In Floor Process

## **POWERS AND DUTIES**

**AB-414 (Maienschein) - Local government: county regional justice facilities.**

Repeals several obsolete statutes related to court reunification.

**Status:** Chapter 117, Statutes of 2021

**AB-954 (Petrie-Norris) - City of Laguna Woods: leases: fire protection and public safety.**

Would have authorized the City of Laguna Woods to lease specified park property to a public agency or joint powers authority for purposes related to fire protection or public safety.

**Status:** Assembly-Died - Local Government

**AB-959 (Mullin) - Park districts: regulations: nuisances: abatement.**

Authorizes specified regional park and open-space districts to adopt regulations relating to nuisances and establishes a procedure for the abatement of the nuisance.

**Status:** Chapter 268, Statutes of 2021

**AB-1017 (Quirk-Silva) - Public restrooms: Right to Restrooms Act of 2021.**

Would have required each city, county and special district to inventory all public restrooms it owns and maintains, make the inventory available on its website and to agencies and service providers that work directly with homeless populations within the

local government's jurisdiction, and report the information to the Department of Public Health.

**Status:** Senate-Died - Appropriations

**AB-1883 (Quirk-Silva) - Public restrooms.**

Would have required local governments to complete an inventory of public restrooms they own and maintain and provide the inventory to the Department of Public Health (DPH), and would have required DPH to create a searchable database of those inventories and post it on its website.

**Status:** Senate-Died - Appropriations

**AB-1925 (Santiago) - Counties: appointed officers: qualification for office.**

Removes the requirement for an individual to be a registered voter in order to be eligible for an appointed county or district office.

**Status:** Chapter 864, Statutes of 2022

**SB-79 (Nielsen) - County road commissioner: Counties of Colusa and Glenn.**

Authorizes the Board of Supervisors of the County of Colusa and the Board of Supervisors of the County of Glenn to transfer the duties of the County Road Commissioner to the County Director of the Department of Public Works.

**Status:** Chapter 33, Statutes of 2021

**SB-207 (Dahle) - County road commissioner: County of Siskiyou.**

Authorizes the Board of Supervisors of Siskiyou County to transfer duties of the Road Commissioner to the county director of the department of public works.

**Status:** Chapter 24, Statutes of 2022

**SB-712 (Hueso) - Local government: California tribes: federal fee-to-trust applications to regain ancestral lands.**

Prohibits a local government from adopting or enforcing a resolution or ordinance that would prevent the local government from conducting a fair evaluation of a fee-to-trust application, and requires a local government to take specified actions when it opposes a fee-to-trust application.

**Status:** Chapter 291, Statutes of 2021

**SB-813 (Committee on Governance and Finance) - Local Government Omnibus Act of 2021.**

Enacts the Local Government Omnibus Act of 2021, which proposes a number of non-controversial changes to existing laws governing the powers and duties of local agencies.

**Status:** Chapter 224, Statutes of 2021

**SB-1214 (Jones) - Planning and zoning: local planning.**

Requires a local planning agency to ensure architectural drawings are made available to the public in a manner that does not facilitate their copying.

**Status:** Chapter 226, Statutes of 2022

**SB-1290 (Allen) - Sidewalk vendors.**

Would have required the Governor's Office of Business and Economic Development, in consultation with others, to submit a specified report to the Legislature on local sidewalk vending in California.

**Status:** Assembly-Died - Appropriations

**SB-1405 (Ochoa Bogh) - Community service districts: Lake Arrowhead Community Service District: covenants, conditions, and restrictions: enforcement.**

Allows the Lake Arrowhead Community Services District to enforce covenants, conditions, and restrictions.

**Status:** Chapter 309, Statutes of 2022

**SB-1489 (Committee on Governance and Finance) - Local Government Omnibus Act of 2022.**

Enacts the Local Government Omnibus Act of 2022, which proposes a number of non-controversial changes to existing laws governing the powers and duties of local agencies.

**Status:** Chapter 427, Statutes of 2022

**PUBLIC SAFETY**

**AB-481 (Chiu) - Law enforcement agencies: military equipment: funding, acquisition, and use.**

Establishes requirements that must be met before a law enforcement agency may take a number of specified actions related to the acquisition and use of military equipment.

**Status:** Chapter 406, Statutes of 2021

**AB-1608 (Gipson) - County officers: consolidation of offices.**

Would have removed the authority of a county board of supervisors to combine the duties of the sheriff with the duties of the coroner, and mandated the separation of consolidated sheriff-coroner offices, as specified.

**Status:** Senate-Died

## **TRANSPARENCY AND ACCOUNTABILITY**

### **AB-119 (Salas) - County auditor: direct levies.**

Would have required county auditors, or another county officer designated by the county, to make publicly available on their internet websites information about direct levies, as defined, including the range of combined direct levies assessed on real property, as specified.

**Status:** Assembly-Died - Local Government

### **AB-339 (Lee) - Local government: open and public meetings.**

Would have required, until December 31, 2023, certain city council or county board of supervisors meetings to allow the public to attend and comment via telephone or internet.

**Status:** Assembly-Vetoed

### **AB-361 (Robert Rivas) - Open meetings: local agencies: teleconferences.**

Allows, until January 1, 2024, local agencies to use teleconferencing without complying with specified Ralph. M Brown Act restrictions in certain state emergencies, and provides similar authorizations, until January 31, 2022, for state agencies subject to the Bagley-Keene Open Meetings Act and legislative bodies subject to the Gloria Romero Open Meetings Act of 2000.

**Status:** Chapter 165, Statutes of 2021

### **AB-481 (Chiu) - Law enforcement agencies: military equipment: funding, acquisition, and use.**

Establishes requirements that must be met before a law enforcement agency may take a number of specified actions related to the acquisition and use of military equipment.

**Status:** Chapter 406, Statutes of 2021

### **AB-703 (Blanca Rubio) - Open meetings: local agencies: teleconferences.**

Would have eliminated provisions in the Ralph M. Brown Act for teleconferenced meetings that require each teleconference location to be identified in the notice and agenda of the meeting or proceeding, and each teleconference location to be accessible to the public.

**Status:** Assembly-Died - Local Government

### **AB-799 (Mathis) - Counties: board of supervisors.**

Would have required a board of supervisors to publish a fair statement of all its proceedings within 7 days after each session, instead of 10 days pursuant to existing law.

**Status:** Assembly-Died - Local Government

**AB-1053 (Gabriel) - City selection committees: County of Los Angeles: quorum: teleconferencing.**

Would have reduced the quorum requirement for specified meetings of the Los Angeles County city selection committee, and would have allowed the committee to conduct any meeting using teleconferencing and electronic means.

**Status:** Assembly-Died - Local Government

**AB-1608 (Gipson) - County officers: consolidation of offices.**

Would have removed the authority of a county board of supervisors to combine the duties of the sheriff with the duties of the coroner, and mandated the separation of consolidated sheriff-coroner offices, as specified.

**Status:** Senate-Died

**AB-1944 (Lee) - Local government: open and public meetings.**

Would have allowed, until January 1, 2030, members of a legislative body of a local agency to use teleconferencing without identifying each teleconference location in the notice and agenda of the meeting or proceeding, and without making each teleconference location accessible to the public, under specified conditions.

**Status:** Senate-Died - Governance and Finance

**AB-2449 (Blanca Rubio) - Open meetings: local agencies: teleconferences.**

Allows, until January 1, 2026, members of a legislative body of a local agency to use teleconferencing without identifying each teleconference location in the notice and agenda of the meeting, and without making each teleconference location accessible to the public, under specified conditions.

**Status:** Chapter 285, Statutes of 2022

**AB-2631 (O'Donnell) - Government Claims Act.**

Would have provided that a public entity is liable for injury relating to the effects of that public entity's homelessness policies on another public entity.

**Status:** Assembly-Died - Local Government

**AB-2647 (Levine) - Local government: open meetings.**

Allows writings that have been distributed to members of a legislative body of a local agency less than 72 hours before an open, regular meeting to be exempt from specified requirements of the Ralph M. Brown Act, if the agency meets certain requirements.

**Status:** Chapter 971, Statutes of 2022

**SB-274 (Wieckowski) - Local government meetings: agenda and documents.**

Requires local agencies to provide local agency meeting materials by email to persons who request it, if technologically feasible.

**Status:** Chapter 763, Statutes of 2021

**SB-480 (Stern) - Metropolitan Water District of Southern California: rules: inappropriate conduct.**

Would have required the Metropolitan Water District of Southern California to adopt rules relating to inappropriate conduct by board members, officers, and employees.

**Status:** Assembly-Died

**SB-1100 (Cortese) - Open meetings: orderly conduct.**

Allows the presiding member of a local legislative body to remove an individual for disrupting a local agency's meeting, defines "disrupting" for this purpose, and outlines the procedure that must be followed before an individual may be removed.

**Status:** Chapter 171, Statutes of 2022

## **TRANSPORTATION**

**AB-302 (Ward) - San Diego Metropolitan Transit Development Board: regulation of for-hire vehicle and passenger jitney services.**

Expands the ability of the San Diego Metropolitan Transit System to enter into contracts to license or regulate certain services.

**Status:** Chapter 89, Statutes of 2021

**AB-476 (Mullin) - Department of Transportation: state highways: part-time transit lane pilot program.**

Would have authorized the Department of Transportation to establish a pilot program to authorize a transit operator or operators to operate transit buses on shoulders of state highways.

**Status:** Assembly-Died - Transportation

**AB-773 (Nazarian) - Street closures and designations.**

Authorizes local authorities to implement a slow streets program to close or limit access to vehicular traffic on certain neighborhood local streets.

**Status:** Chapter 587, Statutes of 2021

**AB-784 (Quirk) - Alameda-Contra Costa Transit District.**

Makes numerous changes to the provisions governing the Alameda-Contra Costa Transit District.

**Status:** Chapter 200, Statutes of 2021

**AB-970 (McCarty) - Planning and zoning: electric vehicle charging stations: permit application: approval.**

Establishes specific time frames in which local agencies must approve permits for electric vehicle charging stations.

**Status:** Chapter 710, Statutes of 2021

**AB-1091 (Berman) - Santa Clara Valley Transportation Authority: board of directors.**

Would have made changes to the Board of the Santa Clara Valley Transportation Authority.

**Status:** Assembly-Died

**AB-1196 (Cooley) - Sacramento Regional Transit District: board of directors: voting procedures.**

Changes the voting structure of the Sacramento Regional Transit District Board.

**Status:** Chapter 272, Statutes of 2021

**AB-1833 (Ward) - San Diego Metropolitan Transit Development Board: North County Transit District: consolidated agency: public contracting.**

Changes various bidding thresholds for the San Diego Metropolitan Transit System, the North County Transit District, and the San Diego Association of Governments.

**Status:** Chapter 110, Statutes of 2022

**AB-1975 (Nazarian) - Local government: bus shelters.**

Would have required cities and counties to submit a report to the Legislature that identifies the number of bus shelters within their jurisdiction.

**Status:** Assembly-Died - Appropriations

**AB-2015 (Cooley) - Sacramento Regional Transit District: board of directors: voting procedures: contracting authority: retirement board.**

Makes changes to the Sacramento Regional Transit District Act.

**Status:** Chapter 182, Statutes of 2022

**AB-2039 (Luz Rivas) - Los Angeles County Metropolitan Transportation Authority: job order contracting: pilot program.**

Would have authorized the Los Angeles County Metropolitan Transportation Authority to enter into job order contracts.

**Status:** Senate-Died - Transportation

**AB-2181 (Berman) - Santa Clara Valley Transportation Authority: board of directors.**

Would have made changes to the Board of the Santa Clara Valley Transportation Authority.

**Status:** Senate-Died - Transportation

**AB-2367 (Ward) - Regional transportation plans: implementation authority: San Diego Association of Governments.**

Provides that the San Diego Association of Governments may implement every component of its regional transportation plan.

**Status:** Chapter 127, Statutes of 2022

**AB-2453 (Bennett) - Transactions and use taxes: Ventura County Transportation Commission.**

Authorizes the Ventura County Transportation Commission to impose a transaction and use tax that exceeds the 2% statutory limitation.

**Status:** Chapter 286, Statutes of 2022

**AB-2763 (Kalra) - Santa Clara Valley Transportation Authority: job order contracting.**

Authorizes the Santa Clara Valley Transportation Authority to enter into job order contracts.

**Status:** Chapter 803, Statutes of 2022

**SB-1226 (Durazo) - Joint powers agreements: zero-emission transportation systems or facilities.**

Allows, until January 1, 2032, private, nonprofit corporations that provide services to zero-emission transportation systems or facilities to join a joint powers authority or enter into a joint powers agreement with one or more public agencies to facilitate the development, construction, and operation of zero-emission transportation systems or facilities that lower greenhouse gases, reduce vehicle congestion and vehicle miles traveled, and improve public transit connections.

**Status:** Chapter 423, Statutes of 2022

## **WATER**

**AB-747 (Mathis) - Water treatment facility: State Water Resources Control Board: grant.**

Would have appropriated \$20 million from the General Fund to the State Water Resources Control Board for the purpose of improving water treatment, and would have required the Board to grant \$20 million to a joint powers authority (JPA) composed of

the Tule River Indian Tribe and the City of Porterville for a water treatment facility to be operated by the JPA.

**Status:** Assembly-Died - Environmental Safety and Toxic Materials

**AB-850 (Gallagher) - City property: sale of water utility property.**

Extends the deadline for the cities of El Monte, Montebello, and Willows to utilize alternative procedures to sell their public water utilities for consolidation by two years, from 2022 to 2024.

**Status:** Chapter 705, Statutes of 2021

**AB-1195 (Cristina Garcia) - Drinking water.**

Would have created the Southern Los Angeles County Human Right to Water Collaboration Act, and required the State Water Resources Control Board to appoint a Commissioner to implement specified programs in southern Los Angeles County. (Subsequently amended to address a subject matter outside of Local Government Committee jurisdiction.)

**Status:** Chapter 892, Statutes of 2022

**AB-1845 (Calderon) - Metropolitan Water District of Southern California: alternative project delivery methods.**

Authorizes the Metropolitan Water District of Southern California to use design-build, progressive design-build and construction manager/general contractor project delivery methods for a regional water recycling project or a drought response project.

**Status:** Chapter 275, Statutes of 2022

**AB-2081 (Eduardo Garcia) - Municipal water districts: water service: Indian lands.**

Extends the sunset date on provisions related to delivery of water service to Indian lands.

**Status:** Chapter 480, Statutes of 2022

**AB-2505 (Gray) - Water theft: irrigation districts.**

Specifies that irrigation districts may impose fines or penalties for water theft in accordance with existing Irrigation District Law.

**Status:** Chapter 23, Statutes of 2022

**SB-273 (Hertzberg) - Water quality: municipal wastewater agencies.**

Authorizes a municipal wastewater agency to enter into agreements with entities responsible for stormwater management for the purpose of managing stormwater and dry weather runoff.

**Status:** Chapter 241, Statutes of 2021

**SB-323 (Caballero) - Local government: water or sewer service: legal actions.**

Establishes a 120 day statute of limitations on judicial challenges to water and sewer rates.

**Status:** Chapter 216, Statutes of 2021

**SB-403 (Gonzalez) - Drinking water: consolidation.**

Allows the State Water Resources Control Board to order consolidations of at-risk systems and at-risk domestic wells.

**Status:** Chapter 242, Statutes of 2021

**SB-427 (Eggman) - Water theft: enhanced penalties.**

Allows water agencies and districts to adopt an ordinance with enhanced penalties for water theft.

**Status:** Chapter 137, Statutes of 2021

**SB-552 (Hertzberg) - Drought planning: small water suppliers: nontransient noncommunity water systems.**

Requires the State Water Resources Control Board, the Department of Water Resources, counties, and small water suppliers to implement various recommendations from the County Drought Advisory Group to increase the drought resiliency of small water suppliers and rural communities.

**Status:** Chapter 245, Statutes of 2021

**SB-656 (Eggman) - Stockton-East Water District: water rates.**

Allows Stockton East Water District to exceed specified water rate caps if the rates are adopted in accordance with existing law.

**Status:** Chapter 984, Statutes of 2022

**SB-891 (Hertzberg) - Business licenses: stormwater discharge compliance.**

Specifies that existing business license requirements to demonstrate enrollment with the National Pollutant Discharge Elimination System permit program apply not only to business licenses, but also to equivalent instruments or permits.

**Status:** Chapter 678, Statutes of 2022

**SB-991 (Newman) - Public contracts: progressive design-build: local agencies.**

Authorizes, until January 1, 2029, local water agencies to use the progressive design-build method of project delivery for specified projects.

**Status:** Chapter 243, Statutes of 2022

## **WILDFIRES**

### **AB-9 (Wood) - Fire safety: wildfires: fire adapted communities.**

Establishes the Regional Forest and Fire Capacity Program in the Department of Conservation, creates a deputy director of Community Wildfire Preparedness and Mitigation within the Office of the State Fire Marshal, and transfers and delegates certain duties related to fire safety and wildfire prevention from the Department of Forestry and Fire Protection and the Director of CAL FIRE to the State Fire Marshal.

**Status:** Chapter 225, Statutes of 2021

### **AB-800 (Gabriel) - Wildfires: local general plans: safety elements: fire hazard severity zones.**

Would have required the Director of Forestry and Fire Protection to identify areas of the state as moderate and high fire hazard severity zones and made conforming changes to law governing the review of general plan safety elements and the adoption of tentative or parcel maps in fire hazard zones.

**Status:** Assembly-Died - Natural Resources

### **AB-1295 (Muratsuchi) - Residential development agreements: very high fire risk areas.**

Would have prohibited the legislative body of a city or county from entering into a residential development agreement for property located within a very high fire risk area.

**Status:** Assembly-Died - Local Government

### **AB-2258 (Wood) - Property Assessed Clean Energy program: wildfire safety improvements.**

Would have made changes to the Property Assessed Clean Energy Program related to wildfire safety improvements.

**Status:** Assembly-Died - Banking and Finance

### **AB-2705 (Quirk-Silva) - Housing: fire safety standards.**

Would have required cities and counties to make specified findings regarding wildfire standards before approving discretionary entitlements for new residential developments in very high fire hazard severity zones (VHFHSZ), and required the State Fire Marshall to provide financial assistance to fire harden specified numbers of existing homes in VHFHSZ, upon appropriation by the Legislature.

**Status:** Senate-Died - Appropriations

### **SB-12 (McGuire) - Local government: planning and zoning: wildfires.**

Would have imposed additional fire hazard planning responsibilities on local governments, required counties and cities to make specified findings before taking certain development actions in very high fire risk areas, required related fire planning

and review by multiple state agencies, and created a grant program for smaller counties and cities to implement the bill's requirements.

**Status:** Assembly-Died - Housing and Community Development

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**Senate Committee on Governance & Finance  
Senator Anna M. Caballero, Chair  
State Capitol, Room 407  
Sacramento, California 95814  
(916) 651-4119**

<http://sgf.senate.ca.gov>

**TO:** People Interested in Public Finance and Governance Legislation  
**FROM:** Senator Anna M. Caballero, Chair  
**DATE:** November 14, 2022  
**SUBJECT: Summary of significant legislation heard in 2022**

Now that the legislative session has ended, I want you to know about some of the more interesting bills that the Senate Governance & Finance Committee reviewed during 2022. The following summary identifies and briefly describes the significant bills that the Committee has worked on this year. At the end of each description, the bill's status is indicated in *italics*.

If you want to read the Committee's bill analyses or get a copy of a bill listed below, please go to the Legislature's official website [leginfo.legislature.ca.gov](http://leginfo.legislature.ca.gov). You can also use that website to retrieve other bill analyses, official histories, voting records, and any veto messages.

The Senate Committee on Governance and Finance is responsible for hearing legislation pertaining to state and local government revenue mechanisms, taxes, local governance, and land use and development. The summary below groups bills by subject.

## Cannabis Taxes

[AB 195 \(Committee on Budget\)\\*](#) enacts several reforms to cannabis taxes, including suspending the state's cannabis cultivation tax; moving collection of the excise tax from the distributor to the point-of-sale; requiring the California Department of Tax and Fee Administration to adjust the excise tax every two years by a rate, not to exceed 19%, that would generate an amount of revenue equivalent to what would have been collected from the cultivation tax; allowing equity retailers who have received an equity fee waiver from the Department of Cannabis Control to retain 20% of the excise tax they collect; and enacting tax credits for high-road cannabis employers and cannabis equity operators. *Signed – Chapter 56, Statutes of 2022.*

[SB 1074 \(McGuire\)](#) makes ineffective the cannabis cultivation tax, and increases the cannabis excise tax rate that takes effect on different dates depending on whether the Legislature appropriates funds to replace revenues decreased by the repeal of the tax. *Died on the Senate Floor.*

[SB 1281 \(Bradford\)](#) reduces the cannabis excise tax rate from 15% to 5%, moves the point of collection for the excise tax from distributors to retailers, and makes ineffective the cannabis cultivation tax, effective January 1, 2023, among other changes. *Died in the Assembly Revenue & Taxation Committee.*

[SB 1293 \(Bradford\)](#) creates the Cannabis Equity Tax Credit, which allows a tax credit against the Personal Income and Corporation Tax equal to \$10,000 per taxable year for an equity applicant or licensee. *Died in the Assembly Appropriations Committee.*

[SB 1496 \(Committee on Governance and Finance\)](#) makes several changes to the Cannabis Tax Law; including to clarify CDTFA's authority to seize cannabis or cannabis products; correct drafting errors in AB 195; allow CDTFA to disclose the name, business name, business city location, account number, and account status of a person registered with CDTFA for cannabis tax purposes; permit CDTFA to provide cannabis tax information to a state and local law enforcement agency to carry out the functions and duties of that agency upon request; allow CDTFA to utilize the California Highway Patrol to serve warrants under the Fee Collection Procedures Law. *Signed – Chapter 474, Statutes of 2022.*

## Excise Taxes

[AB 194 \(Committee on Budget\)\\*](#) enacts a state General Fund-only exemption for diesel fuel from October 1, 2022, to October 1, 2023, then reimburses the Public Transportation Account from the Retail Sales Tax Fund. *Signed – Chapter 55, Statutes of 2022.*

[AB 1227 \(Levine\)](#) enacts the Gun Violence Prevention, Healing, and Recovery Act, which imposes an excise tax on firearms and ammunition sold in the state on firearms dealers and ammunition vendors, and allocates proceeds for specified purposes. *Died on the Senate Floor.*

[SB 125 \(Committee on Budget and Fiscal Review\)\\*](#) enacts a lithium extraction excise tax on a per ton basis in lieu of all county, municipal, or district taxes on lithium extraction or lithium storage, and appropriates 80% of the tax collections to the county where the lithium was extracted and 20% to the Salton Sea Restoration Fund for restoration and community projects at or around the Salton Sea. *Signed – Chapter 63, Statutes of 2022.*

[SB 518 \(Laird\)](#) requires any information contained in a winegrower's alcoholic beverage tax returns and accompanying schedules to be made public upon request. *Signed – Chapter 702, Statutes of 2022.*

[SB 1156 \(Grove\)](#) eliminates the annual inflation adjustment to motor vehicle and diesel fuel tax rates, effective July 1, 2022. *Died in the Senate Governance and Finance Committee.*

## **Income Tax Form**

[AB 1863 \(Irwin\)](#) requires the Franchise Tax Board to send notices to individuals that may qualify to use CalFile to education them about the service and about other services available. *Signed – Chapter 953, Statutes of 2022.*

## **Land Use Planning & Development**

[AB 2011 \(Wicks\)](#) enacts the "Affordable Housing and High Road Jobs Act of 2022" to create a ministerial, streamlined approval process for 100% affordable housing projects in commercial zones and for mixed-income housing projects along commercial corridors, as specified, until January 1, 2033. *Signed – Chapter 647, Statutes of 2022.*

[AB 2021 \(Wicks\)](#) requires tax collectors to publish specified tax sale information on their websites; directs the State Controller to publish additional tax sale information on their website. *Died in the Senate Appropriations Committee.*

[AB 2097 \(Friedman\)](#) prohibits public agencies from imposing or enforcing parking minimums on developments within ½ mile of a major transit stop, as specified. *Signed – Chapter 459, Statutes of 2022.*

[AB 2186 \(Grayson\)](#) creates the Housing Cost Reduction Incentive Program to reimburse local agencies for impact fee reductions and deferrals they provide to qualified housing developments. *Died in the Senate Appropriations Committee.*

[AB 2221 \(Quirk-Silva\)](#) clarifies and expands requirements for approval of accessory dwelling units (ADUs) and junior accessory dwelling units (JADUs). *Signed – Chapter 650, Statutes of 2022.*

[AB 2234 \(Rivas\)](#) establishes time limits for approval, and requires online permitting, of post-entitlement permits, as specified. *Signed – Chapter 651, Statutes of 2022.*

[AB 2244 \(Wicks\)](#) allows a developer of a new place of worship, when also constructing housing, to reduce by 50 percent the number of religious use parking spaces that would be required for a newly constructed place of worship. *Signed – Chapter 122, Statutes of 2022.*

[AB 2295 \(Bloom\)](#) deems a housing project, beginning January 1, 2024 and until January 1, 2033, to be an allowable use on property owned by a local educational agency if it meets specified affordability criteria and planning standards. *Signed – Chapter 652, Statutes of 2022.*

[AB 2334 \(Wicks\)](#) allows a housing development project to receive added height and unlimited density if the project is located in an urbanized very low vehicle travel area in specified counties, at least 80% of the units are restricted to lower income households, and no more than 20% are for moderate-income households. *Signed – Chapter 653, Statutes of 2022.*

[AB 2536 \(Grayson\)](#) requires local agencies to evaluate and show specified evidence when imposing or increasing connection fees and capacity charges, and excludes school districts from certain nexus study requirements. *Signed – Chapter 128, Statutes of 2022.*

[AB 2625 \(Ting\)](#) exempts from the Subdivision Map Act leases or easements for an electrical energy storage system. *Signed – Chapter 212, Statutes of 2022.*

[AB 2656 \(Ting\)](#) provides that a disapproval under the Housing Accountability Act includes failure to issue an exemption from CEQA or failure to adopt certain environmental documents under specified circumstances. *Died in the Senate Appropriations Committee.*

[AB 2668 \(Grayson\)](#) makes numerous clarifying changes to the streamlined housing development approval process established by SB 35 (Wiener, 2017). *Signed – Chapter 658, Statutes of 2022.*

[AB 2705 \(Quirk-Silva\)](#) requires cities and counties to make specified findings on fire standards prior to permitting development in the very high fire hazard severity zone (VHFHSZ). *Died in the Senate Appropriations Committee.*

[AB 2798 \(Fong\)](#) prohibits a local agency, until January 1, 2024, from denying a permit for a short-term freight transportation use under specified circumstances, and provides that specified transportation uses on port properties are existing facilities for the purposes of the California Environmental Quality Act (CEQA). *Signed – Chapter 535, Statutes of 2022.*

[AB 2840 \(Reyes\)](#) requires cities and counties within the Counties of Riverside and San Bernardino to impose setbacks of 1,000 feet from residences, schools, and other “sensitive receptors,” or equivalently protective alternative measures, as specified. *Died in the Senate Governance and Finance Committee.*

[SB 6 \(Caballero\)](#) enacts the “Middle Class Housing Act of 2022,” to establish housing as an allowable use on any parcel zoned for office or retail uses, as specified, until January 1, 2033. *Signed – Chapter 659, Statutes of 2022.*

[SB 379 \(Wiener\)](#) requires most cities and counties to adopt an automated, online permitting system for solar energy systems and energy storage. *Signed – Chapter 356, Statutes of 2022.*

[SB 884 \(McGuire\)](#) requires the California Public Utilities Commission (CPUC) to establish an expedited electric utility distribution infrastructure undergrounding program for large electrical corporations, as specified. *Signed – Chapter 819, Statutes of 2022.*

[SB 897 \(Wieckowski\)](#) makes numerous changes to the laws governing accessory dwelling units (ADUs) and junior accessory dwelling units (JADUs), as specified, including to increase the minimum height of an ADU that a local agency must approve. *Signed – Chapter 664, Statutes of 2022.*

[SB 932 \(Portantino\)](#) requires the circulation element of a general plan to include specified contents related to bicycle plans, pedestrian plans, and traffic calming plans, and to implement those plans, as specified. *Signed – Chapter 710, Statutes of 2022.*

[SB 1067 \(Portantino\)](#) prohibits a city or county from imposing or enforcing minimum parking requirements on housing development projects located within one-half mile of a major transit stop, except as specified. *Died in the Assembly Appropriations Committee.*

[SB 1214 \(Jones\)](#) requires a local planning agency to ensure architectural drawings that contain copyright-protected material are made available to the public in a manner that does not facilitate copying. *Signed – Chapter 226, Statutes of 2022.*

[SB 1291 \(Archuleta\)](#) until January 1, 2030, requires cities and counties to administratively review applications for hydrogen-fueling stations and allows for denials based only on health or safety impacts, as specified. *Signed – Chapter 373, Statutes of 2022.*

[SB 1292 \(Stern\)](#) provides that, notwithstanding any other law, a local government may restrict the development of housing in moderate, high, and very high fire hazard severity zones if the local government adopts a plan, as specified, ensuring the production of at least double the number of residential units not developed as a result of the restriction. *Died in the Senate Housing Committee.*

[SB 1369 \(Wieckowski\)\\*](#) establishes as a use by-right in any zone an adaptive reuse project to make a commercial, public, industrial, or office building or structure into a housing development project, as specified. *Died in the Senate Governance and Finance Committee.*

[SB 1425 \(Stern\)](#) requires every city and county to review and update its open-space plan by January 1, 2026, which must include plans and an action program, as required by current law, that address specified topics. *Signed – Chapter 997, Statutes of 2022.*

## **Local Agency Formation Commissions (LAFCOs) & Boundary Changes**

[AB 2081 \(Eduardo Garcia\)](#) extends the sunset date on provisions related to delivery of water service to Indian lands to January 1, 2027, and extends this authorization to all lands held in trust. *Signed – Chapter 480, Statutes of 2022.*

[SB 938 \(Hertzberg\)](#) allows specified dissolutions of a special district that meets specified criteria to proceed with a 25 percent (rather than 10 percent) protest threshold. *Signed – Chapter 89, Statutes of 2022.*

[SB 1449 \(Caballero\)](#) requires the Governor’s Office of Planning and Research (OPR) to establish the Unincorporated Area Annexation Incentive Program, upon appropriation of funds by the Legislature, to provide grants to cities to fund projects related to the annexation of unincorporated islands, as specified. *Vetoed.*

## **Local Powers & Governance**

[AB 1307 \(Cervantes\)](#) creates the County of Riverside Citizens’ Redistricting Commission, and tasks it with adjusting the boundary lines of Riverside County’s supervisorial districts commencing upon the 2030 census. *Signed – Chapter 403, Statutes of 2022.*

[AB 1608 \(Gipson\)](#) removes counties’ ability to consolidate the offices of the sheriff and coroner, and specifies that if the offices of sheriff and coroner were consolidated before January 1, 2023, the board of supervisors must separate those offices. *Died on the Senate Floor.*

[AB 1850 \(Ward\)](#) prohibits public entities from acquiring unrestricted multifamily housing unless the development meets specified conditions. *Died in the Senate Governance and Finance Committee.*

[AB 1883 \(Quirk-Silva\)](#) requires local governments to create public restroom inventories and submit them to the Department of Public Health, which must create a searchable database of these inventories on its website. *Died in the Senate Appropriations Committee.*

[AB 1902 \(Aguiar-Curry\)](#) makes numerous changes to laws related to resource conservation districts, including expanding the scope of resource conservation activities these districts can perform. *Signed – Chapter 585, Statutes of 2022.*

[AB 1925 \(Santiago\)](#) removes the requirement for an individual to be a registered voter of a county or district to serve in an appointed office. *Signed – Chapter 864, Statutes of 2022.*

[AB 1944 \(Lee\)\\*](#) allows, until January 1, 2030, members of a legislative body of a local agency to use teleconferencing without noticing their teleconference locations and making them publicly accessible under certain conditions. *Died in the Senate Governance and Finance Committee.*

[AB 2030 \(Arambula\)](#) creates the County of Fresno Citizens’ Redistricting Commission, and tasks it with adjusting the boundary lines of Fresno County’s supervisorial districts. *Signed – Chapter 407, Statutes of 2022.*

[AB 2070 \(Bauer-Kahan\)\\*](#) authorizes a fire protection district to require an electrical corporation or local publicly owned electric utility to notify the district at least 24 hours, via both telephone and email, before the utility performs specified work within the fire protection district's jurisdiction. *Died in the Senate Energy, Utilities, and Communications Committee.*

[AB 2201 \(Bennett\)](#) prohibits local agencies from approving permits for new or altered wells unless specified conditions are met. *Died on the Assembly Floor.*

[AB 2319 \(Bonta\)](#) establishes a new category of exempt surplus land for the former military base Alameda Naval Air Station (Alameda Point). *Signed – Chapter 963, Statutes of 2022.*

[AB 2357 \(Ting\)](#) makes various changes to the Surplus Land Act regarding the disposal process, HCD's authority, and penalties for violations. *Died in the Senate Governance and Finance Committee.*

[AB 2449 \(Blanca Rubio\)](#) allows, until January 1, 2026, members of a legislative body of a local agency to use teleconferencing without noticing their teleconference locations and making them publicly accessible under certain conditions. *Signed – Chapter 285, Statutes of 2022.*

[AB 2494 \(Salas\)](#) creates the County of Kern Citizens' Redistricting Commission, and tasks it with adjusting the boundary lines of Kern County's supervisorial districts commencing upon the 2030 census. *Signed – Chapter 411, Statutes of 2022.*

[AB 2505 \(Gray\)](#) clarifies that an irrigation district may impose fines under specified existing authority to impose fines for water theft or under any authority granted by Irrigation District Law. *Signed – Chapter 23, Statutes of 2022.*

[AB 2633 \(Cooley\)\\*](#) allows the Sacramento County Board of Supervisors to order the removal of persons engaging in the act of unpermitted camping or the clearing of unpermitted campsites from American River Parkway. *Died in the Senate Governance and Finance Committee.*

[AB 2647 \(Levine\)](#) exempts local agencies from making materials available for public inspection at the time they distribute them to members of the legislative body less than 72 hours before the meeting, if the agency meets certain requirements. *Signed – Chapter 971, Statutes of 2022.*

[AB 2681 \(Levine\)](#) enacts the California Concert and Festival Crowd Safety Act, which establishes minimum crowd safety standards for local agencies when permitting large outdoor events. *Signed – Chapter 441, Statutes of 2022.*

[SB 361 \(Umberg\)\\*](#) requires the City of Anaheim to discuss a Notice of Violation of the Surplus Land Act (SLA) issued by the Department of Housing and Community Development (HCD) at a properly noticed public session prior to taking final action to ratify or approve the disposal of land subject to the notice. *Died on the Assembly Floor.*

[SB 679 \(Kamlager\)](#) establishes the Los Angeles County Affordable Housing Solutions Agency (LACAHS), and authorizes LACAHS to utilize specified local financing tools to fund renter

protections and the preservation and production of housing units affordable to households earning up to 80% of the area median income (AMI). *Signed – Chapter 661, Statutes of 2022.*

[SB 891 \(Hertzberg\)](#) expands requirements for local agencies to confirm that businesses can demonstrate enrollment with stormwater discharge permits as part of not just their business license processes, but also for equivalent instruments or permits. *Signed – Chapter 678, Statutes of 2022.*

[SB 1100 \(Cortese\)](#) authorizes the presiding member of a legislative body conducting a meeting, or their designee, to remove an individual for disrupting the meeting, and defines “disrupting” for these purposes. *Signed – Chapter 171, Statutes of 2022.*

[SB 1105 \(Hueso\)](#) establishes the San Diego Regional Equitable and Environmentally Friendly Affordable Housing Agency in San Diego County to facilitate increased funding for affordable housing activities, including new production, preservation, and renter protections. *Died in the Assembly Appropriations Committee.*

[SB 1186 \(Wiener\)](#) prohibits local governments, beginning January 1, 2024, from banning, or effectively banning, the delivery of medicinal cannabis to patients or primary caregivers within their jurisdictions, as specified. *Signed – Chapter 395, Statutes of 2022.*

[SB 1226 \(Durazo\)](#) allows a private, non-profit corporation that provides services for zero-emission transportation to enter into a joint powers agreement with a public agency to facilitate the development, construction, and operation of zero-emission transportation systems or facilities. *Signed – Chapter 423, Statutes of 2022.*

[SB 1290 \(Allen\)](#) requires, by January 1, 2025, the Governor’s Office of Business and Economic Development (GO-Biz), in consultation with others, to submit a specified report to the Legislature on local sidewalk vending in California. *Died in the Assembly Appropriations Committee.*

[SB 1345 \(Ochoa Bogh\)](#) revises various provisions in the Dig Safe Act of 2016 related to operator and excavator responsibilities when preparing for and conducting excavations, adds non-pressurized sewer lines and storm drains to the definition of a “subsurface installation,” and requires the California Department of Transportation (Caltrans) to comply with the Act. *Died in the Senate Appropriations Committee.*

[SB 1353 \(Wilk\)](#) requires cities and counties to provide specified homelessness information to the California Interagency Council on Homelessness Council (Cal-ICH) by January 1, 2025. It also requires Cal-ICH to develop and maintain a publicly available homelessness dashboard, post local government data and specified information on state programs to reduce homelessness on its dashboard, and provide an assessment on the success of state and local homelessness programs by January 1, 2027. *Died in the Senate Appropriations Committee.*

[SB 1373 \(Kamlager\)](#) extends by two years (until December 31, 2024) the deadlines in the Surplus Land Act to complete disposition of a property subject to an exclusive negotiating

agreement for a charter city with a population of over two million people. *Signed – Chapter 724, Statutes of 2022.*

## **Local Tax Authority**

[AB 2453 \(Bennett\)](#) allows the Ventura County Transportation Commission to impose a district tax of up to 0.5% that exceeds the 2% countywide cap. *Signed – Chapter 286, Statutes of 2022.*

## **Property Taxes**

[AB 1707 \(Boerner Horvath\)](#) requires General Fund transfers to ensure a \$15 million minimum balance in the Senior Citizens and Disabled Citizens Property Tax Postponement Fund. *Vetoed.*

[AB 1933 \(Friedman\)](#) adds a new welfare exemption from property tax for charitable organizations that develop affordable housing subject to a recorded agreement with a local agency. *Signed – Chapter 643, Statutes of 2022.*

[AB 2651 \(Petrie-Norris\)](#) extends by two years several dates in the Community Land Trust welfare exemption from property tax. *Signed – Chapter 656, Statutes of 2022.*

[SB 862 \(Umberg\)](#) extends the sunset date on the personal property exemption for space flight property, and expands it to include property used in ground support for space flight as well as testing space flight engines and components. *Died in the Senate Appropriations Committee.*

[SB 989 \(Hertzberg\)](#) defers property taxes for taxpayers claiming Proposition 19 base year value transfers, and requires tax collectors to include information on the property tax bill regarding Proposition 19 base year value transfers and potential tax deferral, in counties with a population of more than four million or that enact an ordinance opting-in to its provisions. *Signed – Chapter 712, Statutes of 2022.*

[SB 1073 \(Grove\)](#) expands the disabled veterans' exemption to allow a reduced exemption for partially disabled veterans. *Died in the Senate Appropriations Committee.*

[SB 1340 \(Hertzberg\)](#) extends the new construction exclusion for active solar energy systems from the 2023-24 fiscal year through the 2025-26 fiscal year, and its sunset date from January 1, 2025 to January 1, 2027. *Signed – Chapter 425, Statutes of 2022.*

[SB 1357 \(Archuleta\)](#) creates a new property tax exemption in lieu of the existing exemption for qualified disabled veterans. *Died in the Assembly Appropriations Committee.*

[SB 1456 \(Stern\)](#) eliminates the statewide cap on the value of property under the welfare exemption from property tax for non-publicly financed affordable housing. *Died in the Assembly Revenue and Taxation Committee.*

## Redevelopment & Infrastructure Financing

[AB 1845 \(Calderon\)](#) authorizes the Metropolitan Water District of Southern California (MWD) to use design-build, progressive design-build and construction manager/general contractor (CM/GC) project delivery methods for a regional water recycling project or a drought response project. *Signed – Chapter 275, Statutes of 2022.*

[AB 1932 \(Daly\)](#) extends the current sunset date for counties to enter into construction manager at-risk (CMAR) contracts to January 1, 2029. *Signed – Chapter 435, Statutes of 2022.*

[SB 852 \(Dodd\)](#) allows cities and counties to create climate resilience districts and provides these new districts various financing powers. *Signed – Chapter 266, Statutes of 2022.*

[SB 991 \(Newman\)](#) allows local agencies that provide water service to use progressive design-build for 15 projects over \$5 million each. *Signed – Chapter 243, Statutes of 2022.*

[SB 1354 \(Jones\)](#) allows cities and counties to use design-build for contracts that are necessary to comply with construction-related accessibility standards. *Signed – Chapter 900, Statutes of 2022.*

[SB 1422 \(Hertzberg\)](#) authorizes, until January 1, 2028, the Department of General Services (DGS) to use existing leveraged procurement tools for contracts for purchase and installation of carpet, resilient flooring, synthetic turf, or lighting fixtures, and allows state and local agencies to contract for these projects without further competitive bidding if they meet specified labor standards and other conditions. *Signed – Chapter 310, Statutes of 2022.*

## Sales & Use Taxes

[AB 209 \(Committee on Budget\)\\*](#) increases the current authorization for the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA) to provide an additional \$15,000,000 of sales and use tax exclusions for projects that manufacture, refine, extract, process, or recover lithium for the 2022, 2023, and 2024 calendar years. *Signed – Chapter 251, Statutes of 2022.*

[AB 1951 \(Grayson\)](#) converts the current state General Fund-only sales and use tax exemption for the purchase of manufacturing equipment into a full exemption. *Vetoed.*

[AB 2622 \(Mullin\)](#) extends the state General Fund-only sales and use tax exemption for public transportation agencies to purchase zero-emission transit bus vehicles from January 1, 2024, to January 1, 2026. *Signed – Chapter 353, Statutes of 2022.*

[AB 2887 \(E. Garcia\)](#) increases CAEATFA's authorization to allocate sales and use tax exclusions from \$100 million to \$150 million annually. *Signed – Chapter 248, Statutes of 2022 (Chaptered out by AB 209)*

[SB 1041 \(Atkins\)](#) removes the sunset date for the sales and use tax exemption for goods sold by thrift stores that are both located on a military installation and operated by a "military welfare society." *Signed – Chapter 225, Statutes of 2022.*

[SB 1312 \(Ochoa Bogh\)](#) amends the Marketplace Facilitator Act to provide that an operator of a marketplace is not a marketplace facilitator with regard to any portion of its marketplace that provides "car rental services." *Signed – Chapter 228, Statutes of 2022.*

[SB 1382 \(Gonzalez\)](#) exempts from the General Fund portion of the Sales and Use Tax the purchase of a plug-in hybrid vehicle or a zero-emission vehicle made with an award from the Clean Cars 4 All (CC4A) program, and requires the Air Resources Board to take specified actions to improve CC4A participation by households living in areas experiencing high levels of air pollution or poverty or that primarily speak a language other than English. *Signed – Chapter 375, Statutes of 2022.*

## **State Bonds & Indebtedness**

[SB 1050 \(Dodd\)](#) establishes a new authority to collect tolls on State Route 37 and requires the authority to impose tolls for improvement on the Sonoma Creek Bridge and for long-term improvements to the corridor, and additionally permits the authority to issue Toll Bridge Revenue Bonds. *Died in the Assembly Appropriations Committee.*

[SB 1457 \(Hertzberg\)](#) enacts the California Family Home Construction and Homeownership Bond Act of 2022, which creates the California Family Home Construction and Homeownership Program in the California Housing Finance Agency; expands expedited ministerial approval process under SB 35 (Wiener, 2018); provides a California Environmental Quality Act exemption for projects eligible for the bill's construction loan program and that meet additional criteria set by the bill; states that the shorter time limit for construction defects applies to any housing project eligible for its home construction loan program; devolves any debt obligation under the program to the borrower's heirs, devisees, or personal representatives; and authorizes the issuance of \$25 billion in general obligation bonds, and enacts provisions to create a repayment fund. *Died in the Assembly Housing and Community Development Committee.*

## **State Personal & Corporate Income Taxes**

[AB 158 \(Committee on the Budget\)\\*](#) among other provisions, creates a new tax credit for the dues paid by a taxpayer to a labor organization not to exceed \$100 per taxable year, and clarifies the state income tax exclusion for loans forgiven under the Paycheck Protection Program Extension Act of 2021. *Signed - Chapter 737, Statutes of 2022.*

[AB 192 \(Committee on the Budget\)\\*](#) establishes the Better for Families Act, which provides approximately \$9.5 billion of payments to low-income and middle-income Californians to provide financial relief for economic disruptions resulting from the COVID-19 emergency. *Signed – Chapter 51, Statutes of 2022.*

[AB 194 \(Committee on the Budget\)\\*](#) among other provisions, (1) prohibits the State Controller from offsetting delinquent accounts against personal income tax refunds of an individual who received the Earned Income Tax Credit (EITC) or the Young Child Tax Credit, (2) makes technical changes to the Main Street Hiring Credit and the Homeless Hiring Credit of 2021, (3) extends the California Competes Tax Credit by five years from 2022-23 to 2027-28, (4) Requires the Franchise Tax Board to grant a one-time abatement of a failure-to-file or failure-to-pay penalties under specified circumstances. *Signed – Chapter 55, Statutes of 2022.*

[AB 1288 \(Quirk Silva\)](#) allows the Tax Credit Allocation Committee in any calendar year in which the California Debt Limit Allocation Committee has declared a competition for the award of tax-exempt bond authority for qualified residential rental projects, to reallocate some or all of the \$500 million that is made available from 4% tax credit projects to 9% tax credit projects. *Vetoed.*

[AB 1654 \(Rivas\)](#) increases the set-aside of the low income housing tax credits, authorized in the state budget each year, for farmworker housing projects and requires the Department of Housing and Community Development to create a comprehensive strategy to address farmworker housing needs in the state. *Signed – Chapter 638, Statutes of 2022.*

[AB 2142 \(Gabriel\)](#) excludes any rebate, voucher, or other financial incentive received in connection with a turf replacement water conservation program from taxable income. *Signed – Chapter 674, Statutes of 2022.*

[AB 2216 \(Irwin\)](#) makes technical changes to CalABLE accounts. *Signed – Chapter 896, Statutes of 2022.*

[AB 2880 \(Mia Bonta\)](#) extends the College Access Tax Credit through the 2027 taxable year. *Signed – Chapter 976, Statutes of 2022.*

[SB 113 \(Committee on the Budget and Fiscal Review\)\\*](#) contains numerous tax law changes, including modifying the elective pass-through entity (PTE) tax to allow the credit to reduce below tentative minimum tax, re-ordering the PTE credits, and allowing more entity types to qualify. Additionally, ends one year early both the net operating loss suspension and business tax credits limit, and conforms California to the federal treatment of certain pandemic-related grants. *Signed – Chapter 3, Statutes of 2022.*

[SB 201 \(Committee on the Budget and Fiscal Review\)\\*](#) creates a refundable tax credit of up to \$1,000 per individual for former foster youth that have been allowed the CalEITC, 2) Expands the definition of a “qualified taxpayer” for the CalEITC to include an eligible individual who has a qualified child and would have received the EITC, but has earned income of zero dollars or less in the taxable year, and 3) specifies that the phase-out of the EITC in years after the taxable year in which the minimum wage is set at \$15 per hour is set at the phase-out percentages for the prior taxable year. *Signed – Chapter 72, Statutes of 2022.*

[SB 834 \(Wiener\)](#) allows the Attorney General and the Franchise Tax Board to determine that an organization is no longer eligible for tax-exempt status if it has engaged in acts of criminal conspiracy, as specified. *Vetoed.*

[SB 843 \(Glazer\)](#) requires the Franchise Tax Board (FTB) to provide a report indicating the number of taxpayers claiming the renters' credit and the average credit amount. *Died on the Assembly Floor.*

[SB 851\(Portantino\)](#) allows owners of pass-through entities that elect to pay the additional tax to apply those tax payments made on their behalf to the calculation of the other states tax credit. *Signed – Chapter 705, Statutes of 2022.*

[SB 967 \(Hertzberg\)](#) requires Covered California, in addition to existing efforts required under law, to annually conduct outreach and enrollment efforts to individuals who indicate on their individual income tax returns that they are interested in no-cost or low-cost health care coverage. *Signed – Chapter 170, Statutes of 2022.*

[SB 1246 \(Stern\)](#) excludes settlement payments from Personal Income and Corporation Tax in connection with the 2017 Thomas and 2018 Woolsey fires from taxable income. *Signed – Chapter 841, Statutes of 2022.*

[SB 1266 \(Borgeas\)](#) creates a tax credit against the Personal Income and the Corporation Tax, equal to 50 percent of the cost of a qualified generator or solar battery for qualified taxpayers in designated wildfire zones. *Died in the Assembly Revenue and Taxation Committee.*

[SB 1301 \(Becker\)](#) creates a tax credit against the Personal Income and the Corporation Tax, for newly-installed equipment used to manufacture clean energy products. *Died in the Assembly Revenue and Taxation Committee.*

[SB 1349 \(Caballero\)](#) expands the new employment credit against the Personal Income and the Corporation Tax, to add an employee qualified under the federal Work Opportunity Tax Credit program as a qualified employee, and removes the geographic restrictions for all quailed employees. *Died in the Assembly Appropriations Committee.*

[SB 1374 \(Borgeas\)](#) allows a qualified taxpayer a deduction for contributions made to a California qualified tuition program. *Vetoed.*

[SB 1377 \(Newman\)](#) provides a gross income exclusion from the Personal Income Tax for attorney fees paid in a consumer protection violation that may be includable in income for the consumer. *Died in the Assembly Appropriations Committee.*

[SB 1411 \(Melendez\)](#) Provides an income exclusion for retirement pay received by members of the uniformed services. *Died in the Senate Appropriations Committee.*

[SB 1484 \(Grove\)](#) creates a tax credit against the Personal Income and Corporation Taxes for employers that hire current or former foster youth. *Died in the Assembly Revenue and Taxation Committee.*

## **State Tax Administration**

[SB 440 \(Dodd\)](#) allows the State Board of Equalization to automatically extend filing and tax payment deadlines, and relieve penalties and interest, for persons in an area identified in a state of emergency proclamation under the Alcoholic Beverage Tax. *Signed – Chapter 299, Statutes of 2022.*

[SB 1496 \(Committee on Governance and Finance\)](#) makes technical changes to tax administration law recommended by the California Department of Insurance, California Department of Tax and Fee Administration (CDTFA) the Franchise Tax Board, and the California Department of Insurance, including amending several tax laws to allow CDTFA to extend filing deadlines for up to three months, and waive penalties and interest, for any person in an area identified in a state of emergency proclamation made by the Governor for the first 12 months the state of emergency proclamation is effective regardless of whether the taxpayer files a request. *Signed – Chapter 474, Statutes of 2022.*

\* = Bill was never heard in the Senate Governance & Finance Committee

To read and retrieve copies of the Senate Governance & Finance Committee's detailed reference materials and other publications, please go to the Committee's website: <http://sgf.senate.ca.gov>

SAN MATEO



# LOCAL AGENCY FORMATION COMMISSION

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January 11, 2023

**To:** LAFCo Commissioners  
**From:** Rob Bartoli, Executive Officer  
**Subject:** Annexation approval and delegation of authority to LAFCo staff

## Background

At the September 21, 2022, LAFCo meeting, the Commission requested that staff evaluate the possibility of allowing non-controversial annexations to be processed by staff without the need for Commission action. LAFCo typically processes 7-10 annexations a year that staff considers “non-controversial.” Non-controversial proposals are typically annexations to the West Bay Sanitary District that are consistent with the District’s Sphere of Influence, have 100% property owner consent, and are exempt from environmental review. This memo investigates the possibility of having these annexations processed at a staff level without the need for Commission approval.

## Legal Framework for LAFCo Proposals

LAFCo operates under the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (CKH). CKH is chaptered in the California Government Code Section 56000 et seq. Under CKH, annexations are a type of proposal and are considered to be a change of organization. Per Government Code Section 56375, the LAFCo Commission has the powers and duties to:

***Review and approve with or without amendment, wholly, partially, or conditionally, or disapprove proposals for changes of organization or reorganization, consistent with written policies, procedures, and guidelines adopted by the commission.***

CKH has definitions for both the Commission and the Executive Officer to differentiate between the roles and powers that are allocated to these two entities.

When a proposal for an annexation is submitted to LAFCo, staff reviews the proposal to determine if all information and supporting documents have been submitted. Once a proposal

**COMMISSIONERS:** ANN DRAPER, CHAIR, PUBLIC ▪ RIC LOHMAN, VICE CHAIR, SPECIAL DISTRICT ▪ HARVEY RARBACK, CITY ▪ TYGARJAS BIGSTYCK, CITY ▪ WARREN SLOCUM, COUNTY ▪ RAY MUELLER, COUNTY ▪ KATI MARTIN, SPECIAL DISTRICT  
**ALTERNATES:** VACANT, SPECIAL DISTRICT ▪ VACANT, CITY ▪ JAMES O’NEILL, PUBLIC ▪ NOELIA CORZO, COUNTY  
**STAFF:** ROB BARTOLI, EXECUTIVE OFFICER ▪ SOFIA RECALDE, MANAGEMENT ANALYST ▪ TIM FOX, LEGAL COUNSEL ▪ ANGELA MONTES, CLERK

is deemed to be complete, staff issues a Certificate of Filing that then starts a 90-day period, in which a public hearing must be held for the item (Government Code Section 56658(h)). While the proposal can be on the consent calendar at a Commission meeting, the proposal must be on the meeting agenda for the Commission to consider.

Per Section 56666, the hearing shall be held by the Commission on the proposal and action on the proposal can be made by the Commission. The Executive Officer shall prepare a staff report for the Commission to consider and the Commission shall be the body that ultimately acts on the proposal.

A change or organization, such as an annexation, requires the adoption of a resolution making determinations on the proposal. The Commission shall adopt a resolution making these determinations approving or disapproving the proposal (Government Code Section 56880).

### **Examples of Delegation to Executive Officer**

Within CKH, there are two areas where the Commission delegates authority to the LAFCo Executive Office, protest proceedings and Emergency Outside Service Agreements.

At the conclusion of the Commission proceeding and after the adoption of a resolution making determinations by the Commission for a reorganization, a protest proceeding shall be held. As part of this process Government Code Section 57000 states that the Commission shall hold the protest hearing and be the conducting authority. However, the section also allows for this power to be delegated to the Executive Officer and explicitly states that the Executive Officer can perform this function if the Commission has approved this delegation.

For Emergency Outside Service Agreements, Government Code Section 56133, states that the request for an Outside Service Agreement shall be considered by the Commission, unless “the Commission has delegated approval of requests made pursuant to this section to the Executive Officer.” In the case of San Mateo LAFCo, the adopted Outside Service Agreement Policy allows for this delegate authority to the Executive Officer if the Outside Service Agreement is required to mitigate an existing or impending health and safety risk and that the action needs to be taken prior to the next LAFCo Commission meeting. The policy also requires that approval of the Emergency Outside Service Agreement is granted by the LAFCo Chair or Vice Chair. If this action is taken by the Executive Officer, a report shall be made to the Commission at the next meeting informing the Commission of the Outside Service Agreement.

In both these cases through, the ability to delegate authority from the Commission to the Executive Officer is explicit in CKH and specifically identifies the actions required by the Commission to delegate to the Executive Officer.

### **Examples from Other LAFCos**

In review of other LAFCos’ meeting agenda and polices, staff did not find any examples of where the Commission delegated authority to the Executive Officer to process an annexation. Similar to San Mateo, other LAFCos utilized their meeting agenda consent calendar for non-

controversial annexations proposals, such as annexations to wastewater districts processed by LA LAFCo.

### **Summary and Staff's Opinion**

In review of CKH and other LAFCos' policies and procedures, there does not appear to be a mechanism to delegate the authority to approve annexations to the Executive Officer. CKH clearly identifies that it is the Commission who approves or denies a proposal. Unlike the scenarios for Outside Service Agreements or Protest Hearings, there are no sections in CKH that discuss when authority is granted to the Executive Officer for approving or denying annexations.

In cases where a public health issue is present or imminent and needs to be addressed, CKH and local policy empowers the Executive Officer, with the approval of the LAFCo Chair, to approve an Outside Service Agreement. As a condition of the Outside Service Agreement, LAFCo has required either annexation to the agency or a deferred annexation agreement.

There are several differences between an annexation and an Outside Service Agreement. One is that an Outside Service Agreement is an extension of service, while an annexation alters an agency's boundary. Outside Service Agreement are limited in scope in that they typically will only provide just one type of extension of service, while an annexation can impact multiple municipal services.

The typical "non-controversial" annexations that are submitted to LAFCo are typically annexation to connect to a house to a sewer service. In many of these cases, the annexation is tied to a project on the property or a property owner's desire to no longer be on septic. CKH does not make distinctions between different annexations ("non-controversial" vs "controversial").

While the property owner(s), LAFCo staff, and district staff are typically in support of the annexation, per CKH, it is still ultimately up to the Commission to act on the proposal.

### **Recommendation from Legislative and Policy Committee**

The Committee meet on December 8, 2022. Committee members Kati Martin and Jim O'Neill supported staff's opinion regarding the Commission retaining the authority to approve or deny annexations.

### **Recommended Action**

Receive the memo and provide additional direction to staff if desired by the Commission.