



# TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION

210 N. Church Street, Suite B, Visalia 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

COMMISSIONERS:  
Rudy Mendoza, Chair  
Dennis Townsend, V-Chair  
Pete Vander Poel  
Liz Wynn  
Richard Feder

## LAFCO MEETING AGENDA August 15, 2022 @ 2:00 P.M. WOODLAKE COMMUNITY CENTER 145 North Magnolia Street Woodlake, CA 93286

ALTERNATES:  
Larry Micari  
Fred Sheriff  
Steve Harrell

EXECUTIVE OFFICER:  
Ben Giuliani

NOTE: This meeting will allow the public to participate in the meeting via Teleconference, pursuant to Assembly Bill 361, available at [https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202120220AB361](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB361)

The Zoom toll free call-in number for this meeting is: 888-475-4499 | Meeting ID: 876 2737 6776 | Passcode: 399803

### I. Call to Order

### II. Approval of Minutes from July 6, 2022

(Pages 01-02)

### III. Public Comment Period

At this time, members of the public may comment on any item not appearing on the agenda and that is within the scope of matters considered by the Commission. Under state law, matters presented under this item cannot be discussed or acted upon by the LAFCO Commission at this time. So that all interested parties have an opportunity to speak, any person addressing the Commission may be limited at the discretion of the chair. At all times, please use the microphone and state your name and address for the record.

### IV. Action Items and Presentations

1. Annexation to the City of Tulare, Detachment from County Service Area #1, and Detachment from Tulare Irrigation District, Case 1566-T-168, Cordeniz Residential Subdivision

(Pages 03-18)

[Public Hearing] ..... Recommended Action: Approval

The City of Tulare has submitted a request for an annexation of approximately 39.2 acres of land located at the northwest corner of Cartmill Avenue and De La Vina Street. The proposal is intended to facilitate the development of a residential subdivision of 144 residential lots. A Mitigated Negative Declaration has been prepared in compliance with CEQA by the City of Tulare.

**NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact LAFCO Staff at 559-623-0450. Documents related to the items on this Agenda submitted to the Board after distribution of the Agenda packet are available for public inspection at 210 N Church Ste. B Visalia CA 93291**

**V. Executive Officer's Report**

1. ESA 2022-05 (Porterville) **(Pages 19-20)**  
One extraterritorial service agreement was approved for the provision of domestic water to one existing residence in East Porterville.
2. Legislative Update **(Pages 21-38)**  
Enclosed is a listing of bills that CALAFCO is tracking.
3. Upcoming Projects **(No Page)**  
The Executive Officer will provide a summary and tentative schedule of upcoming LAFCO projects.

**VI. Correspondence**

None

**VII. Other Business**

1. Commissioner Report **(No Page)**
2. Request from LAFCO for items to be set for future agendas **(No Page)**

**VIII. Setting Time and Place of Next Meeting**

1. September 7, 2022 @ 2:00 P.M in the Tulare County Human Resources and Development Building, 2500 W. Burrell Ave., Visalia, CA 93291.

**IX. Adjournment**

***NOTE: Persons wishing to speak on any of the agenda items who have made a political contribution of more than \$250 to any commissioner in the last twelve months must indicate this when speaking. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact LAFCO Staff at 559-623-0450. Documents related to the items on this Agenda submitted to the Board after distribution of the Agenda packet are available for public inspection at 210 N Church Ste. B Visalia CA 93291***

**TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION  
2500 W. Burrel Ave., Visalia, CA 93291  
Tulare County Human Resources and Development Building  
July 6, 2022 – Meeting Minutes**

**Members Present:** Townsend, Vander Poel, Wynn  
**Members Absent:** Mendoza, Feder  
**Alternates Present:** Sheriff  
**Alternates Absent:** Micari, Harrell  
**Staff Present:** Giuliani, Ingoldsby, & Kane recording  
**Counsel Present:** Matt Pierce

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- I. **Call to Order:** Vice-Chair Townsend called the meeting to order at 2:00 p.m.
- II. **Approval of the June 1, 2022 Meeting Minutes:**  
Upon motion by Commissioner Vander Poel and seconded by Commissioner Sheriff, the Commission unanimously approved the LAFCO minutes.
- III. **Public Comment Period:**  
Vice-Chair Townsend opened/closed the Public Comment Period at 2:02 p.m. No public comments received.
- IV. **Action Items and Presentations:**
  1. **Annexation to the City of Porterville No. 487 and Detachment from County Service Area #1, Case 1565-P-324**  
Staff Analyst Ingoldsby explained that the City of Porterville is requesting an annexation of approximately 67.75 acres of land located at the northwest corner of Westfield Avenue and Lombardi Street. Staff Analyst Ingoldsby stated that the city owns a parcel of land that lies directly west of the site and that the Commission may wish to include this property into the annexation boundary. The proposal is intended to annex the existing Summit Charter Academy School and facilitate the development of a residential subdivision of 229 residential lots. An Environmental Impact Report has been prepared in compliance with CEQA by the City of Porterville.  
  
Vice-Chair Townsend opened the Public Hearing at 2:13 p.m.  
  
Jason Ridenour, City of Porterville; Jeff O’Neal, Senior Planner; Steve Brandt, Principal Planner with QK; Jim Robertson, with San Joaquin Valley Homes; and Ali Lombardi, property owner all spoke in favor of the proposed annexation.  
Ed McCurvey, and Ari Acevedo both local residents spoke out against the proposed annexation.  
A written comment against the proposed annexation was also received from Ben Ennis and reviewed.  
  
Vice-Chair Townsend closed the Public Hearing at 3:20 p.m.  
  
Much discussion ensued amongst the Commissioners regarding the LAFCO policy and procedure determinations.  
  
Upon motion by Commissioner Wynn and seconded by Commissioner Vander Poel, the Commission unanimously approved the proposed annexation with the addition of the extra parcel as presented.

**V. Executive Officer's Report**

1. **Legislative Update**

EO Giuliani reviewed the legislative report, highlighting AB 1773: Williamson Act: subvention payments: appropriation; and SB 1449: Office of Planning and Research: grant program: annexation of unincorporated areas, which would provide a 50% match.

2. **Upcoming Projects**

EO Giuliani stated that for the August meeting one project, the annexation request from the city of Tulare would be presented. EO Giuliani announced that the CALAFCO Conference had been scheduled to be held in October and asked any Commissioners interesting in attending to contact the LAFCO Clerk.

**VI. Correspondence:**

None

**VII. Other Business:**

1. **Commissioner Report:**

None

2. **Request from LAFCO for items to be set for future agendas:**

None

**VIII. Setting Time and Place of Next Meeting:**

The next Local Agency Formation Commission (LAFCO) meeting is scheduled for **August 3, 2022 at 2:00 p.m.** in the Tulare County Human Resources and Development Building, 2500 W. Burrel Ave., Visalia, CA 93291.

**IX. Adjournment:** The Tulare County LAFCO meeting adjourned at 3:41 p.m.

**TULARE COUNTY LOCAL AGENCY FORMATION COMMISSION  
EXECUTIVE OFFICER'S REPORT**

*August 15, 2022*

**LAFCO Case Number 1566-T-168  
Cordeniz Residential Subdivision**

- PROPOSAL:** Annexation to the City of Tulare, detachment from Tulare Irrigation District and detachment from CSA #1.
- PROPONENT:** The City of Tulare by resolution of its City Council.
- SIZE:** Approximately 39.2 acres
- LOCATION:** The Northwest corner of Cartmill Avenue and De La Vina Street. **(Figure 1)**
- NOTICE:** Notice for this public hearing was provided in accordance with Government Code Sections 56660 & 56661.
- SUMMARY:** The proposal is intended to facilitate the development of a 144-lot single family residential subdivision.
- APNs:** 149-060-037

**GENERAL ANALYSIS**

**1. Land Use:**

*A. Site Information*

	<b>Existing</b>	<b>Proposed (City)</b>
<b>Zoning Designation</b>	AE-20	R-1-5
<b>General Plan Designation</b>	Agriculture	Low Density Residential
<b>Uses</b>	Agriculture,	Residential

*B. Surrounding Land Uses and Zoning and General Plan Designations:*

	<b>Zoning Designation</b>	<b>General Plan Designation</b>	<b>Existing Use</b>
<b>North</b>	AE-20	Village	Agriculture
<b>South</b>	R-1-5	Low Density Residential	Residential
<b>East</b>	R-1-5	Low Density Residential	Residential
<b>West</b>	AE-20	Medium Density Residential	Agriculture

*C. Topography, Natural Features and Drainage*

The site is generally flat with no major natural features. An irrigation ditch runs along the northern boundary.

*D. Conformity with General Plans and Spheres of Influence:*

The site is within the planning area for the City’s General Plan and is within the City’s Sphere of Influence.

**2. Impact on Prime Agricultural Land, Agriculture and Open Space:**

The parcels within the site are not under a Williamson Act or Farmland Security Zone contract.

**3. Population:**

The estimated population of the proposal area is 0. The County Elections Division has indicated that there are fewer than 12 registered voters in the proposal area. Therefore, pursuant to GC Section 56046, the annexation area is uninhabited.

**4. Services and Controls - Need, Cost, Adequacy and Availability:**

**Agency providing service**

Service	Now	After	Method of finance
Police Protection	Tulare County Sheriff	Tulare Police Department	General Fund & Grants
Fire Protection	Tulare County Fire	Tulare Fire Department	General Fund, Grants, Property Taxes
Water Supply	Tulare Irrigation District	City of Tulare	Developer Fees, Water Use Rates
Sewage Disposal	None	City of Tulare	Developer Fees, User Fees
Street Lighting	None	SCE/ City of Tulare	Developer fees, LMD
Street	Tulare County	City of Tulare	Developer Impact

Maintenance			Fees
Planning/Zoning	Tulare County	City of Tulare	General Fund, User Rates/Fees for Services
Garbage Disposal	None	City of Tulare	User Fees

According to the City and the Mitigated Negative Declaration, the City can serve the increased demand to provide water services to the proposal area. The proposal is within the City of Tulare Water Management Plan Service Area. The City has a Water System Master Plan with a Capital Improvement Plan that has a horizon year of 2030 with a population of 131,000. In addition, the City will be exploring the possibility of establishing an additional well site within the regional storm basin of the proposal area which will be developed by the project proponent in order to improve operational efficiency within the area.

The City's domestic sewer system has a capacity of approximately 6 million gallons per day (mgd). Currently daily demand is 4.2 – 4.5 mgd. The City also has the ability to divert flow into its industrial plant. The industrial plant has a capacity of 12 mgd and the current daily demand average is 7.5 mgd. The annexation would add an estimated .0494 mgd.

**5. Boundaries and Lines of Assessment:**

The boundaries of the proposal area are definite and certain and conform to the lines of assessment and ownership. A map sufficient for filing with the State Board of Equalization has not yet been received.

**6. Assess Value, Tax Rates and Indebtedness:**

Upon completion of this annexation the area will be assigned to a new tax rate area. The total assessed valuation of the proposal area is as follows:

Land: \$384,484

Improvements: \$0

Estimated per capital assessed valuation: \$47,776

**7. Environmental Impacts:**

The City of Tulare is the lead agency for this proposal. The City prepared an initial study/environmental checklist and on the basis of that study and other planning documents a Mitigated Negative Declaration was approved for use with this proposal. A copy of the document is included in the application materials.

**8. Landowner Consent:**

Notice was mailed to all landowners and registered voters within 300 feet of the reorganization area. If no protests are received by the end of the public hearing,

the Commission may waive the protest hearing. If protests are received by the end of the public hearing, a protest hearing will be held following the 30-day reconsideration period if the reorganization is approved.

**9. Regional Housing Needs Assessment (RHNA):**

Pursuant to GC §56668 (I), LAFCO shall consider the extent to which the proposal will assist the receiving city and the County in achieving its fair share of regional housing needs as determined by the appropriate council of governments.

144 single family units are proposed for development that are intended to serve the “Moderate” income category. A tentative subdivision map has been filed with the City of Tulare. The table below shows the current RHNA cycle allocation.

5<sup>th</sup> Cycle City of Tulare RHNA allocation

Very Low	Low	Moderate	Above Moderate	Total
920	609	613	1,452	3,594

During the 5<sup>th</sup> Cycle, the City of Tulare has made the following progress towards providing its fair share of regional housing.

Very Low	Low	Moderate	Above Moderate	Total
43	28	235	2,586	1,758

The table below shows the total remaining fair share of regional housing for the City of Tulare.

Very Low	Low	Moderate	Above Moderate	Total
877	581	378	0	1836

**10. Discussion:**

*Detachment from the Tulare Irrigation District*

Along with the annexation to the City and detachment from County Service Area #1, the City proposes to detach the site from the Tulare Irrigation District. This is normally proposed when immediate development of the annexation site is pursued and irrigation services will no longer be required.

The Tulare Irrigation District (TID) staff has written that it has no objections and supports the reorganization. However, they have not completed their internal detachment process yet, which may take an additional 30-60 days following the LAFCO hearing. For this reason, two resolutions have been included. One of the resolutions is for the annexation to the City of Tulare and detachment from



County Service Area #1, and the other resolution is just for the detachment from TID. This allows the annexation to the City of Tulare and detachment from County Service Area #1 to proceed without potential delay from TID as they work through their process. The detachment of the proposal area from TID would not occur until TID has finished their process.

Residential Land Supply and Development

The City currently has approximately a five year supply of residential land. This assumes the remaining 610 acres of undeveloped residential land within the City develops at the current City population density of 16.7 persons per acre of developed residential land at a growth rate of 2.82% per year which is the estimated growth rate for the City from 2000 to 2020.

Government Services

The adequacy of governmental service will be improved within the subject area. According to the City they are currently able to provide the annexation area urban services and infrastructure for development such as sewer services, fire, police, streets lighting, etc., as well as planning and building services.

Services which would be extended to this area, including police and fire safety services and development permit services, will be funded primarily through impact fees, user fees and the general fund.

**RECOMMENDED ACTIONS:**

It is recommended that this proposal be approved and that the Commission take the following actions:

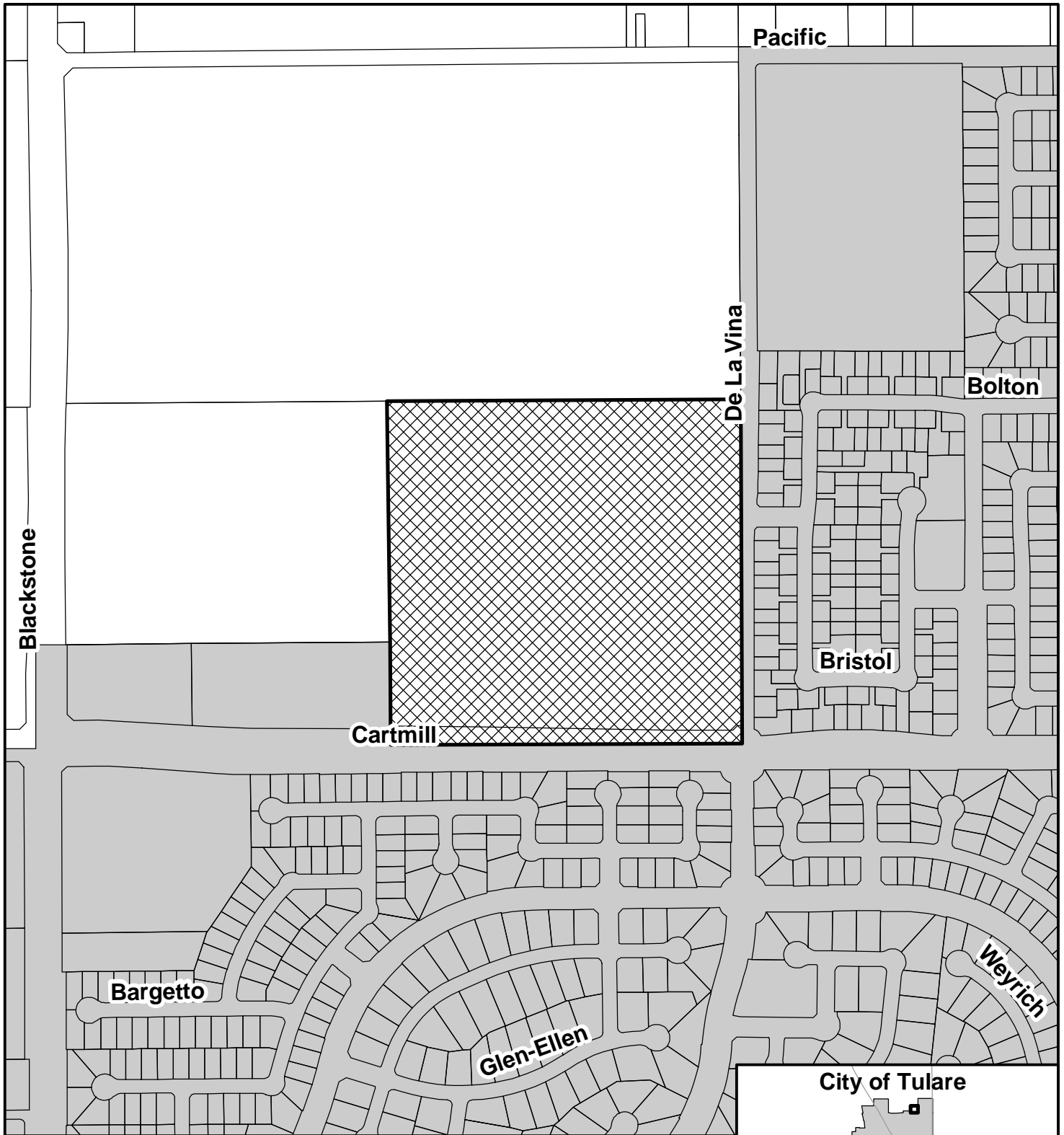
1. Certify that the Commission has reviewed and considered the Mitigated Negative Declaration prepared by the City of Tulare for this project and determine that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation measures that have been made by or agreed to by the project proponent.
2. Find that the proposed reorganization of the City of Tulare complies with the policies and priorities of the Cortese-Knox-Hertzberg Act, Section 56377.
3. Pursuant to LAFCO Policy and Procedure Section C-1, determine that:
  - a. The boundaries of the proposed reorganization are definite and certain.
  - b. The proposed annexation is compatible with the city's General Plan.
  - c. There is a demonstrated need for municipal services and controls and that the city has the capability of meeting this need.

- d. There is a mutual social and economic interest between the residents of the city and the proposed annexation territory.
  - e. The proposed annexation represents a logical and reasonable expansion of the annexing municipality.
  - f. All urban services and infrastructure can be provided for by the city.
4. Find that the annexation does not contain any Williamson Act contract land
  5. Find that the territory proposed for this reorganization is uninhabited.
  6. Approve the proposed reorganization, to be known as LAFCO Case Number 1566-T-168, City of Tulare Reorganization, Cordeniz Residential Subdivision subject to the following conditions:
    - a. No change be made to land use designations or zoning for a period of two years after the completion of the annexation, unless the city council makes a finding at a public hearing that a substantial change has occurred in circumstances that necessitate a departure from the designation or zoning
    - b. The Certificate of Completion shall not be recorded until corrections are made to the map and legal description which make it sufficient for filing with the Board of Equalization
    - c. The applicant must provide the required filing fee for the Statement of Boundary Change that is to be submitted to the Board of Equalization.
    - d. The detachment from Tulare Irrigation District shall not be recorded until Tulare Irrigation District has provided written confirmation of its completed internal process.
  7. Waive the protest hearing for this proposal in accordance with Government Code §56663 and order the reorganization without an election. *(If no written opposition is received from landowners or registered voters within the annexation area prior to the close of the public hearing.)*
  8. Authorize the Executive Officer to sign and file a Notice of Determination with the Tulare County Clerk.

**Figures:**

- Figure 1 Site Location Map
- Figure 2 Aerial
- Figure 3 Resolution, Annexation to City of Tulare and Detachment from CSA #1
- Figure 4 Resolution, Detachment from Tulare Irrigation District

# LAFCO Case 1566-T-168



Site Location 1566-T-168



Parcels



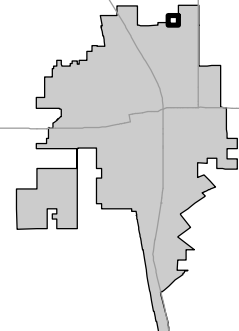
City of Tulare



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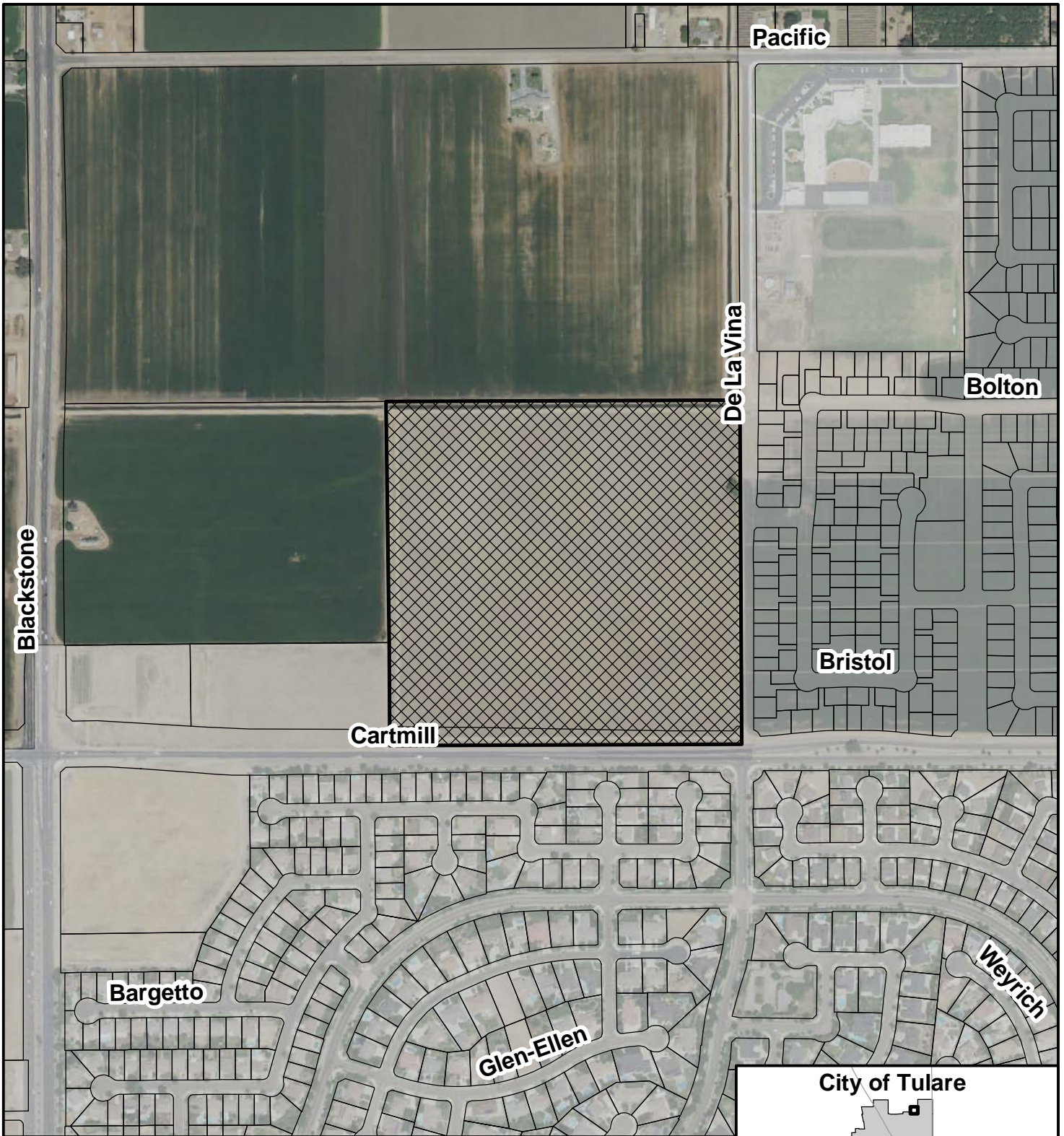
Boundaries as of 6/21/22

City of Tulare

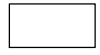


Created by Tulare County LAFCO

# LAFCO Case 1566-T-168



Site Location 1566-T-168



Parcels



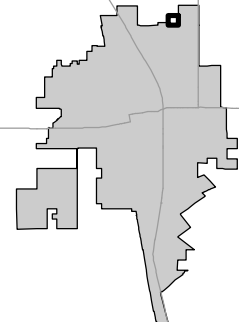
City of Tulare



0 210 420 840 Feet

Boundaries as of 6/21/22

City of Tulare



Created by Tulare County LAFCO

**BEFORE THE LOCAL AGENCY FORMATION COMMISSION**  
**OF THE**  
**COUNTY OF TULARE, STATE OF CALIFORNIA**

In the Matter of the Annexation to the City of     )  
Tulare and Detachment from County Service     )  
Area #1, LAFCO Case1566-T-168 City of     )  
Tulare Reorganization Cordeniz Residential     )  
Subdivision     )     **RESOLUTION NO. 22-XXX**

**WHEREAS**, application has been made to this Commission pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 et seq.) for approval of a proposal to reorganize certain territories described in attached Exhibit “A” made a part hereof; and

**WHEREAS**, this Commission has read and considered the Resolution of Application and application materials, the report of the County Assessor and the Executive Officers report and recommendations of the Executive Officer, all of which documents and materials are incorporated by reference herein; and

**WHEREAS**, on August 15, 2022 this Commission heard, received, and considered testimony, comments, recommendations and reports from all persons present and desiring to be heard concerning this matter.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:**

1. The information, material and facts set forth in the application, the report of the County Assessor, and the report and recommendations of the Executive Officer (including any corrections), have been received and considered in accordance with

Government Code Section 56668. All of said information, materials, facts, reports and other evidence are incorporated by reference herein.

2. The City of Tulare, as Lead Agency, filed a Mitigated Negative Declaration in compliance with the California Environmental Quality Act (CEQA). And finds that the Commission has reviewed and considered the Mitigated Negative Declaration prepared by the City of Tulare for this project and determines that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation measures that have been made by or agreed to by the project proponent.

3. The Commission has reviewed and considered, in accordance with Government Code Section 56668, the information, material and facts presented by the following persons who appeared at the meeting and commented on the proposal:

XXXXXXX  
XXXXXXX

4. All notices required by law have been given and all proceedings heretofore and now taken in this matter have been and now are in all respects as required by law.

5. Based upon the evidence and information on the record before it, the Commission makes the following findings of fact:

- a. Fewer than 12 registered voters reside in the affected territory, which is considered uninhabited.
- b. The subject territory is within the Sphere of Influence of the City of Tulare.

- c. The proposed annexation does not contain any Williamson Act contract land.

6. Based upon the evidence and information on the record before it and the findings of fact made above, the Commission makes the following determinations:

- a. The boundaries of the proposed reorganization are definite and certain and conform to lines of assessment.
- b. There is a demonstrated need for municipal services and controls and that the city has the capability of meeting this need.
- c. There is a mutual social and economic interest between the residents of the city and the proposed annexation territory.
- d. The proposed annexation is compatible with the City's General Plan.
- e. The proposed annexation represents a logical and reasonable expansion of the annexing municipality.
- f. All urban services and infrastructure can be provided for by the city.

7. The Commission hereby waives the protest hearing proceedings in accordance with GC §56663 and orders the reorganization without an election.

8. The Commission hereby approves the proposed reorganization of the territory described in Exhibit "A," attached hereto, subject to the following conditions:

- a. No change shall be made to land-use designations or zoning for a period of two years after completion of the annexation, unless the city council makes a finding at a public hearing that a substantial change has occurred in circumstance that necessitate a departure from the designation or zoning.
- b. The Certificate of Completion shall not be recorded until corrections are made to the map and legal description which make it sufficient for filing with the Board of Equalization

- c. The applicant must provide the required filing fee for the Statement of Boundary Change that is to be submitted to the Board of Equalization.
- d. The detachment from Tulare Irrigation District shall not be recorded until Tulare Irrigation District has provided written confirmation of its completed internal process.

9. The following short form designation shall be used throughout these proceedings:

LAFCO Case No. 1566-T-168, City of Tulare Reorganization Cordeniz Residential Subdivision

10. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution as required by law.

11. The Executive Officer is hereby authorized and directed to sign the Notice of Determination on behalf of the Commission and file said notice with the Tulare County Clerk pursuant to Section 21152 (a) of the Public Resources Code.

The foregoing resolution was adopted upon motion of Commissioner\_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, at a regular meeting held on this 15th day of August 2022, by the following vote:

AYES:

NOES:

ABSTAIN:

PRESENT:

ABSENT:

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Ben Giuliani, Executive Officer



**BEFORE THE LOCAL AGENCY FORMATION COMMISSION**  
**OF THE**  
**COUNTY OF TULARE, STATE OF CALIFORNIA**

In the Matter of the Detachment from Tulare     )  
Irrigation District. LAFCO Case 1566-T-168     )  
City of Tulare Reorganization Cordeniz         )  
Residential Subdivision                             )             **RESOLUTION NO. 22-XXX**

**WHEREAS**, application has been made to this Commission pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code Sections 56000 et seq.) for approval of a proposal to reorganize certain territories described in attached Exhibit “A” made a part hereof; and

**WHEREAS**, this Commission has read and considered the Resolution of Application and application materials, the report of the County Assessor and the Executive Officers report and recommendations of the Executive Officer, all of which documents and materials are incorporated by reference herein; and

**WHEREAS**, on August 15, 2022 this Commission heard, received, and considered testimony, comments, recommendations and reports from all persons present and desiring to be heard concerning this matter.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:**

1. The information, material and facts set forth in the application, the report of the County Assessor, and the report and recommendations of the Executive Officer (including any corrections), have been received and considered in accordance with

Government Code Section 56668. All of said information, materials, facts, reports and other evidence are incorporated by reference herein.

2. The City of Tulare, as Lead Agency, filed a Mitigated Negative Declaration in compliance with the California Environmental Quality Act (CEQA). And finds that the Commission has reviewed and considered the Mitigated Negative Declaration prepared by the City of Tulare for this project and determines that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation measures that have been made by or agreed to by the project proponent.

3. The Commission has reviewed and considered, in accordance with Government Code Section 56668, the information, material and facts presented by the following persons who appeared at the meeting and commented on the proposal:

XXXXXXX  
XXXXXXX

4. All notices required by law have been given and all proceedings heretofore and now taken in this matter have been and now are in all respects as required by law.

5. Based upon the evidence and information on the record before it, the Commission makes the following findings of fact:

- a. Fewer than 12 registered voters reside in the affected territory, which is considered uninhabited.
- b. The subject territory is within the Sphere of Influence of the City of Tulare.

- c. The proposed annexation does not contain any Williamson Act contract land.

6. Based upon the evidence and information on the record before it and the findings of fact made above, the Commission makes the following determinations:

- a. The boundaries of the proposed reorganization are definite and certain and conform to lines of assessment.
- b. There is a demonstrated need for municipal services and controls and that the city has the capability of meeting this need.
- c. There is a mutual social and economic interest between the residents of the city and the proposed annexation territory.
- d. The proposed annexation is compatible with the City's General Plan.
- e. The proposed annexation represents a logical and reasonable expansion of the annexing municipality.
- f. All urban services and infrastructure can be provided for by the city.

7. The Commission hereby waives the protest hearing proceedings in accordance with GC §56663 and orders the reorganization without an election.

8. The Commission hereby approves the proposed reorganization of the territory described in Exhibit "A," attached hereto, subject to the following condition:

- a. The detachment from Tulare Irrigation District shall not be recorded until Tulare Irrigation District has provided written confirmation of its completed internal process.

9. The following short form designation shall be used throughout these proceedings:

LAFCO Case No. 1566-T-168, City of Tulare Reorganization Cordeniz  
Residential Subdivision

10. The Executive Officer is hereby authorized and directed to mail certified copies of this resolution as required by law.

11. The Executive Officer is hereby authorized and directed to sign the Notice of Determination on behalf of the Commission and file said notice with the Tulare County Clerk pursuant to Section 21152 (a) of the Public Resources Code.

The foregoing resolution was adopted upon motion of Commissioner\_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, at a regular meeting held on this 15th day of August 2022, by the following vote:

AYES:

NOES:

ABSTAIN:

PRESENT:

ABSENT:

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Ben Giuliani, Executive Officer

si



**TULARE COUNTY  
LOCAL AGENCY FORMATION COMMISSION**

210 N. Church St., Suite B, Visalia, CA 93291 Phone: (559) 623-0450 FAX: (559) 733-6720

COMMISSIONERS:  
*Rudy Mendoza Chair  
Dennis Townsend, V.Chair  
Rick Feder  
Liz Wynn  
Pete Vander Poel*

ALTERNATES:  
*Larry Micari  
Fred Sheriff  
Stephen Harrell*

EXECUTIVE OFFICER:  
*Ben Giuliani*

August 8, 2022

City of Porterville  
291 N. Main St.  
Porterville, CA 93257

Re: Extraterritorial Service Agreement Nos. 2022-05 (City of Porterville/Delgado)

This is to inform you that your request for an Extraterritorial Service Agreement, submitted to the Tulare County Local Agency Formation Commission (LAFCO) on August 5<sup>th</sup>, 2022, (ESA Nos. 2022-05), is hereby approved by the Executive Officer. Approval of this agreement is in accordance with Government Code Section 56133 and Tulare County LAFCO Policy C-6. The property is subject to an agreement with the City for future annexation. The agreement permits the City of Porterville to provide domestic water service to existing development on APN 261-190-045 (489 S Ruth St).

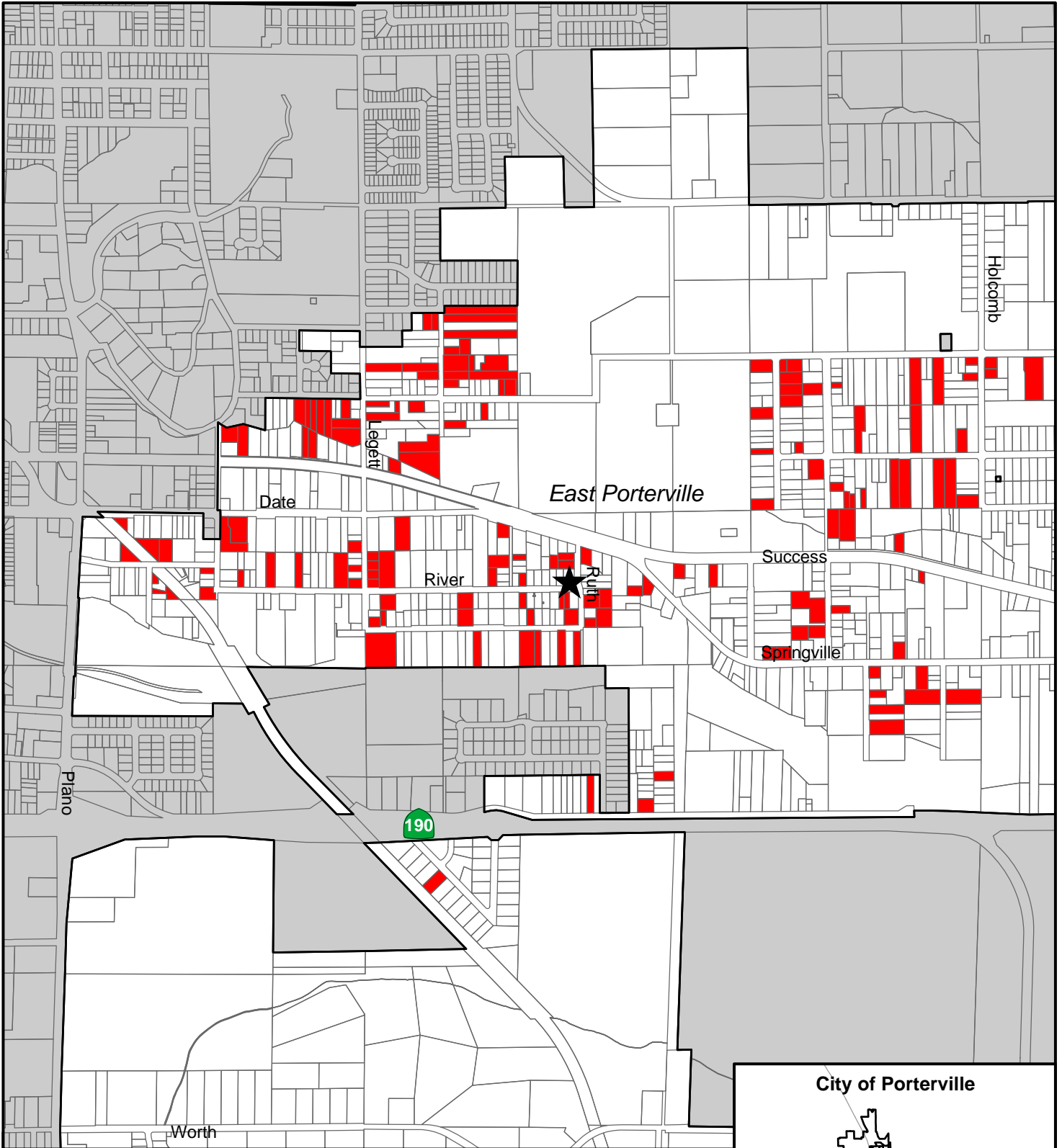
Should you have any questions, please contact me at 623-0450 or [bgiuliani@tularecounty.ca.gov](mailto:bgiuliani@tularecounty.ca.gov).

Sincerely,

Benjamin Giuliani, Executive Officer  
Tulare County LAFCO

Cc:  
Augustin and Lorena Delgado

# Extraterritorial Service Agreement 2022-05



- ★ ESA 2022-05
- Existing ESAs
- Parcels
- City of Porterville

0 1,000 2,000 Feet

**City of Porterville**

Created by Tulare County LAFCO 8/8/22

20

## CALAFCO Daily Legislative Report as of Tuesday, August 09, 2022

**[AB 1195](#) (Garcia, Cristina D) Limited Eligibility and Appointment Program: lists.**

**Current Text:** Amended: 5/18/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2021

**Last Amended:** 5/18/2022

**Status:** 8/2/2022-Read second time. Ordered to third reading.

**Calendar:** 8/11/2022 #179 SENATE ASSEMBLY BILLS - THIRD READING FILE

**Summary:**

Current law specifically grants the Department of Human Resources the powers, duties, and authority necessary to operate the state civil service system in accordance with Article VII of the California Constitution, the Government Code, the merit principle, and applicable rules duly adopted by the State Personnel Board. Current law creates the Limited Examination and Appointment Program (LEAP), which the Department of Human Resources administers, to provide an alternative to the traditional civil service examination and appointment process to facilitate the hiring of persons with disabilities. Current law requires the Department of Human Resources, when an appointing power seeks to fill a vacant position by using an employment list, to provide the appointing power with a certified list of the names and addresses of all eligible candidates, as specified. Current law requires the department to provide a single certified list of eligible candidates if more than one employment list or LEAP referral list exists, and the department is required to combine the names and addresses of all eligible candidates. This bill would, notwithstanding those provisions, require the department to, upon request of the appointing power, provide the appointing power a LEAP referral list without combining that list with a parallel list and would authorize the appointing power to select and hire any individual from that a referral list to fill any vacancy.

**Attachments:**

[CALAFCO Letter of Concern - April 2021](#)

[AB 1195 Fact Sheet](#)

**CALAFCO Comments:** GUTTED AND AMENDED on 5/18/2022 to remove previous verbiage regarding water. The bill now addresses the State Department of Human Resources and the Limited Eligibility and Appointment Program (LEAP), which the Department of Human Resources administers, to provide an alternative to the traditional civil service examination and appointment process to facilitate the hiring of persons with disabilities. Downgraded to Watch, from Watch with Concerns. Changed priority to "None."

**[AB 2957](#) (Committee on Local Government) Local government: reorganization.**

**Current Text:** Chaptered: 6/21/2022 [html](#) [pdf](#)

**Introduced:** 3/2/2022

**Last Amended:** 4/18/2022

**Status:** 6/21/2022-Approved by the Governor. Chaptered by Secretary of State - Chapter 37, Statutes of 2022.

**Summary:**

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the authority and procedure for the initiation, conduct, and completion of changes of organization, reorganization, and sphere of influence changes for cities and districts, as specified. Current law requires an applicant seeking a change of organization or reorganization to submit a plan for providing services within the affected territory. Current law requires a petitioner or legislative body desiring to initiate proceedings to submit an application to the executive officer of the local agency formation commission, and requires the local agency formation commission, with regard to an application that includes an incorporation, to immediately notify all affected local agencies and any applicable state agency, as specified. This bill would define the term "successor agency," for these purposes to mean the local agency a commission designates to wind up the affairs of a dissolved district.

**Attachments:** [CALAFCO Support letter](#)

**Position:** Sponsor

**Subject:** CKH General Procedures

**CALAFCO Comments:** This is the annual Omnibus bill sponsored by CALAFCO. As introduced it makes 3 minor, technical non-substantive changes in CKH: (1) Replaces “to be completed and in existence” with “take effect” under GCS 56102; (2) Adds GCS 56078.5: “Successor Agency” means the local agency the Commission designates to wind up the affairs of a dissolved district; and (3) Replaces “proposals” with “applications” within GCS 56653(a), 56654(a), (b), and (c), and 56658(b)(1) and (b)(2).

April 18, 2022 bill amended with additional changes requested by CALAFCO. Amendments include grammatical changes, the correction of a PUC citation in GC Sec 56133(e)(5) from 9604 to 224.3, the extension of the sunset date within R&T Section 99(b)(8)(B) to January 1, 2028, and it renumbers remaining provisions as needed due to the above changes.

**[SB 739](#) ([Cortese D](#)) **Private golf courses: conversion to housing.****

**Current Text:** Amended: 6/13/2022 [html](#) [pdf](#)

**Introduced:** 2/19/2021

**Last Amended:** 6/13/2022

**Status:** 6/20/2022-Re-referred to Coms. on NAT. RES. and H. & C.D. pursuant to Assembly Rule 96.

**Summary:**

Would authorize a development proponent to submit an application to convert land that was previously used as a golf course to market-rate and affordable housing and would provide that the application is subject to a streamlined, ministerial approval process, and not subject to a conditional use permit, if the development satisfies specified objective planning standards. In this regard, the bill would require a development subject to the provisions to be located on a site that was used as a golf course, but has been closed for at least 5 years before the effective date of these provisions and would require that the development include at least 600 housing units. The bill would require the development to dedicate at least 30% of the new housing units to lower income households and persons and families of moderate income, as specified. By requiring local governments to approve development applications submitted under these provisions, the bill would impose a state-mandated local program.

**Attachments:** [SB 738 - Author's Fact Sheet](#)

**Position:** Oppose unless amended

**Subject:** Ag/Open Space Protection, Annexation Proceedings, Growth Management, Housing, LAFCo Administration, Municipal Services, Planning, Sustainable Community Plans

**CALAFCO Comments:** SB 739 was gutted and amended on June 13th and now seeks to add provisions to the Government Code to allow for a rapid, and ministerial, conversion of golf courses that have been closed for at least 5 years to housing developments of at least 600 units. As proposed, the bill is to be in effect until January 1, 2030, authorizes a development proponent to submit an application and receive streamlined, ministerial approvals of both county CUPs and the LAFCo process to speed development. Additionally, while not expressly called out in the bill, it contains provisions that address contracting requirements which discuss high rise developments; the implication being that high rise developments of at least 600 housing units would have to be ministerially approved on all levels. CALAFCO is currently in discussions with the author's office.



**[SB 938](#) (Hertzberg D) The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000: protest proceedings: procedural consolidation.**

**Current Text:** Chaptered: 7/1/2022 [html](#) [pdf](#)

**Introduced:** 2/8/2022

**Last Amended:** 6/9/2022

**Status:** 7/1/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 89, Statutes of 2022.

**Summary:**

The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, provides the exclusive authority and procedure for the initiation, conduct, and completion of changes of organization and reorganization for cities and districts, except as specified. Under existing law, in each county there is a local agency formation commission (commission) that oversees these changes of organization and reorganization. Current law authorizes a commission to dissolve an inactive district if specified conditions are satisfied. This bill would also authorize a commission to initiate a proposal for the dissolution of a district, as described, if the commission approves, adopts, or accepts a specified study that includes a finding, based on a preponderance of the evidence, that, among other things, the district has one or more documented chronic service provision deficiencies, the district spent public funds in an unlawful or reckless manner, or the district has shown willful neglect by failing to consistently adhere to the California Public Records Act. The bill would require the commission to adopt a resolution of intent to initiate a dissolution based on these provisions and to provide a remediation period of at least 12 months, during which the district may take steps to remedy the stated deficiencies.

**Attachments:**

[SB 938 CALAFCO Support letter](#)

[SB 938 CALAFCO Fact Sheet](#)

[SB 938 Author Fact Sheet](#)

**Position:** Sponsor

**Subject:** CKH General Procedures, Other

**CALAFCO Comments:** CALAFCO is the sponsor of this bill. SB 839 represents a collaborative three-year effort (by an 18-member working group) to clean up, consolidate, and clarify existing statutory provisions associated with consolidations and dissolutions, as well as codify the conditions under which a LAFCo may initiate dissolution of a district at the 25 percent protest threshold. In response to a recommendation made in the 2017 Little Hoover Commission report (Special Districts: Improving Oversight and Transparency), CALAFCO initiated a working group of stakeholders in early 2019 to discuss the protest process for dissolutions of special districts.

The bill was amended to reflect the newly designed process that codifies the ability for LAFCo to initiate a district dissolution at 25% protest threshold. The conditions under which this can occur include one or more of the following, any/all of which must be documented via determinations in a Municipal Service Review (MSR):

1. The agency has one or more documented chronic service provision deficiencies that substantially deviate from industry or trade association standards or other government regulations and its board or management is not actively engaged in efforts to remediate the documented service deficiencies;
2. The agency spent public funds in an unlawful or reckless manner inconsistent with the principal act or other statute governing the agency and has not taken any action to prevent similar future spending;
3. The agency has consistently shown willful neglect by failing to consistently adhere to the California Public Records Act and other public disclosure laws the agency is subject to;
4. The agency has failed to meet the minimum number of times required in its governing act in the prior calendar year and has taken no action to remediate the failures to meet to ensure future meetings are conducted on a timely basis;
5. The agency has consistently failed to perform timely audits in the prior three years, or failed to meet minimum financial requirements under Government Code section 26909 over the prior five years as an alternative to

performing an audit, or the agency's recent annual audits show chronic issues with the agency's fiscal controls and the agency has taken no action to remediate the issues.

The process is:

1. LAFCo to present the MSR in a 21-day noticed public hearing. At that time the LAFCo may choose to adopt a resolution of intent to dissolve the district. The resolution shall contain a minimum 12-month remediation period.
2. The district will have a minimum of 12 months to remediate the deficiencies.
3. Half-way through the remediation period, the district shall provide LAFCo a written report on the progress of their remediation efforts. The report is to be placed on a LAFCo meeting agenda and presented at that LAFCo meeting.
4. At the conclusion of the remediation period, LAFCo conducts another 21-day noticed public hearing to determine if district has remedied deficiencies. If the district has resolved issues, commission rescinds the resolution of intent to dissolve the district and the matter is dropped. If not, commission adopts a resolution making determinations to dissolve the district.
5. Standard 30-day reconsideration period.
6. Protest proceedings at 25% threshold can be noticed with a required 60-day protest period.
7. Protest hearing is held and amount of qualified protests determined based on 25% threshold. LAFCo either orders dissolution, election, or termination.

#### **[SB 1490](#) (Committee on Governance and Finance) Validations.**

**Current Text:** Chaptered: 7/1/2022 [html](#) [pdf](#)

**Introduced:** 2/28/2022

**Status:** 7/1/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 94, Statutes of 2022.

**Summary:** Would enact the First Validating Act of 2022, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**Attachments:** [SB 1490-1491-1492, CALAFCO Letter of Support - March 2022](#)

**Position:** Support

**Subject:** LAFCo Administration

**CALAFCO Comments:** This is the first of three annual validating acts. The CALAFCO Support letter is posted in our attachments.

#### **[SB 1491](#) (Committee on Governance and Finance) Validations.**

**Current Text:** Chaptered: 7/1/2022 [html](#) [pdf](#)

**Introduced:** 2/28/2022

**Status:** 7/1/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 95, Statutes of 2022.

**Summary:** Would enact the Second Validating Act of 2022, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**Attachments:** [SB 1490-1491-1492, CALAFCO Letter of Support - March 2022](#)

**Position:** Support

**Subject:** LAFCo Administration

**CALAFCO Comments:** This is the second of three annual validating acts. The CALAFCO Support letter is posted in our attachments.

#### **[SB 1492](#) (Committee on Governance and Finance) Validations.**

**Current Text:** Chaptered: 7/1/2022 [html](#) [pdf](#)

**Introduced:** 2/28/2022

**Status:** 7/1/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 96, Statutes of 2022.

**Summary:** Would enact the Third Validating Act of 2022, which would validate the organization, boundaries, acts, proceedings, and bonds of the state and counties, cities, and specified districts, agencies, and entities.

**Attachments:** [SB 1490-1491-1492, CALAFCO Letter of Support - March 2022](#)

**Position:** Support

**Subject:** LAFCo Administration

**CALAFCO Comments:** This is the third of three annual validating acts. The CALAFCO Support letter is posted in our attachments.

**[AB 1640](#) ([Ward D](#)) Office of Planning and Research: regional climate networks: regional climate adaptation and resilience action plans.**

**Current Text:** Amended: 5/19/2022 [html](#) [pdf](#)

**Introduced:** 1/12/2022

**Last Amended:** 5/19/2022

**Status:** 8/2/2022-In committee: Referred to suspense file.

**Calendar:** 8/11/2022 Upon adjournment of Session - 1021 O Street, Room 2200 SENATE APPROPRIATIONS, PORTANTINO, Chair

**Summary:**

Current law establishes the Integrated Climate Adaptation and Resiliency Program to be administered by the Office of Planning and Research to coordinate regional and local efforts with state climate adaptation strategies to adapt to the impacts of climate change, as prescribed. This bill would authorize eligible entities, as defined, to establish and participate in a regional climate network, as defined. The bill would require the office, through the program, to encourage the inclusion of eligible entities with land use planning and hazard mitigation planning authority into regional climate networks. The bill would authorize a regional climate network to engage in activities to address climate change, as specified.

**Attachments:**

[AB 1640, CALAFCO Letter of Support - March 2022](#)

[AB 1640 Author Fact](#)

**Position:** Support

**Subject:** Climate Change

**CALAFCO Comments:** This bill is a follow up and very similar to AB 897 (2021). The bill would authorize eligible entities, as defined (including LAFCo), to establish and participate in a regional climate network, as defined. The bill would authorize a regional climate network to engage in activities to address climate change, as specified. Further, it requires a regional climate network to develop a regional climate adaptation and resilience action plan and to submit the plan to OPR for review, comments, and certification. The bill would require OPR to: (1) encourage the inclusion of eligible entities with land use planning and hazard mitigation planning authority into regional climate networks; (2) develop and publish guidelines on how eligible entities may establish regional climate networks and how governing boards may be established within regional climate networks by 7-1-23; and (3) provide technical assistance to regions seeking to establish a regional climate network, facilitate coordination between regions, and encourage regions to incorporate as many eligible entities into one network as feasible.

The difference between this bill and AB 897 is this bill removes requirements for OPR to develop guidelines and establish standards and required content for a regional climate adaptation and resilience action plan (to be produced by the network), and removes some specified technical support requirements by OPR. Those requirements were covered in SB 170, a budget trailer bill from 2021.

Amended 3/23/2022 to provide that regional climate networks MAY be developed rather than the former

requirement. Minor clean ups of other superfluous language.

Amended 5/19/2022 to remove the deadline for OPR to develop and publish guidelines for eligible entities to establish regional climate networks, removed an exemption to cover multiple counties when population was greater than 2 million people, removed requirements for membership and biennial reports to OPR.

**[AB 1773](#) ([Patterson R](#)) Williamson Act: subvention payments: appropriation.**

**Current Text:** Introduced: 2/3/2022 [html](#) [pdf](#)

**Introduced:** 2/3/2022

**Status:** 5/19/2022-In committee: Held under submission.

**Summary:**

The Williamson Act, also known as the California Land Conservation Act of 1965, authorizes a city or county to enter into contracts with owners of land devoted to agricultural use, whereby the owners agree to continue using the property for that purpose, and the city or county agrees to value the land accordingly for purposes of property taxation. Current law sets forth procedures for reimbursing cities and counties for property tax revenues not received as a result of these contracts and continuously appropriates General Fund moneys for that purpose. This bill, for the 2022–23 fiscal year, would appropriate an additional \$40,000,000 from the General Fund to the Controller to make subvention payments to counties, as provided, in proportion to the losses incurred by those counties by reason of the reduction of assessed property taxes.

**Attachments:**

[AB 1773 CALAFCO Letter of Support - March 2022](#)

[AB 1773 Author Fact Sheet](#)

**Position:** Support

**Subject:** Ag Preservation - Williamson

**CALAFCO Comments:** AB 1773 resurrects funding the Williamson Act for the 2022-2023 budget year. The Williamson Act was created to preserve open space and conserve agricultural land. For many years, the state funded the Act at around \$35-\$40 million per year. This funding ceased during the recession, and has not been reinstated since. AB 1773 would allocate \$40 million from the General Fund to the Williamson Act for the purpose of subvention payments.

**[AB 1944](#) ([Lee D](#)) Local government: open and public meetings.**

**Current Text:** Amended: 5/25/2022 [html](#) [pdf](#)

**Introduced:** 2/10/2022

**Last Amended:** 5/25/2022

**Status:** 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. GOV. & F. on 6/8/2022)

**Summary:**

The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act contains specified provisions regarding the timelines for posting an agenda and providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined.

This bill would require the agenda to identify any member of the legislative body that will participate in the meeting remotely.

**Attachments:** [AB 1944 Author Fact Sheet](#)

**Position:** Watch

**Subject:** Brown Act

**CALAFCO Comments:** This bill would delete the requirement that an individual participating in a Brown Act meeting remotely from a non-public location must disclose the address of the location. If the governing body chooses to allow for remote participation, it must also provide video streaming and offer public comment via video or phone.

Amended 5/25/2022 to add that for this provision to apply, no less than a quorum of members of the legislative body must participate from a single physical location that is identified on the agenda, open to the public, and situated within the boundaries of the legislative body.

**[AB 2081](#) ([Garcia, Eduardo D](#)) **Municipal water districts: water service: Indian lands.****

**Current Text:** Amended: 5/12/2022 [html](#) [pdf](#)

**Introduced:** 2/14/2022

**Last Amended:** 5/12/2022

**Status:** 6/21/2022-Read second time. Ordered to third reading.

**Calendar:** 8/11/2022 #110 SENATE ASSEMBLY BILLS - THIRD READING FILE

**Summary:**

The Municipal Water District Law of 1911 provides for the formation of municipal water districts and grants to those districts specified powers. Current law permits a district to acquire, control, distribute, store, spread, sink, treat, purify, recycle, recapture, and salvage any water for the beneficial use of the district, its inhabitants, or the owners of rights to water in the district. Current law, upon the request of certain Indian tribes and the satisfaction of certain conditions, requires a district to provide service of water at substantially the same terms applicable to the customers of the district to the Indian tribe's lands that are not within a district, as prescribed. Current law also authorizes a district, until January 1, 2023, under specified circumstances, to apply to the applicable local agency formation commission to provide this service of water to Indian lands, as defined, that are not within the district and requires the local agency formation commission to approve such an application. This bill, among other things, would extend the above provisions regarding the application to the applicable local agency formation commission to January 1, 2027.

**Attachments:**

[AB 2081 CALAFCO Oppose Letter, dated 5-26-2022](#)

[AB 2081 Author Fact Sheet](#)

**Position:** Oppose

**Subject:** Water

**CALAFCO Comments:** This bill extends the sunset date created in AB 1361 (2017). Current law, upon the request of certain Indian tribes and the satisfaction of certain conditions, requires a district to provide service of water at substantially the same terms applicable to the customers of the district to the Indian tribe's lands that are not within a district, as prescribed. Current law also authorizes a district, under specified circumstances, to apply to the applicable LAFCo to provide this service of water to Indian lands, as defined, that are not within the district and requires the LAFCo to approve such an application. This bill extends the sunset date from January 1, 2023 to January 1, 2025. CALAFCO opposed AB 1361 in 2017 as the process requires LAFCo to approve the extension of service, requires the district to extend the service, and does not require annexation upon extension of service. CALAFCO reached out to the author's office requesting information as to the reason for the extension and we have not been given a reason.

**[AB 2449](#) (Rubio, Blanca D) Open meetings: local agencies: teleconferences.**

**Current Text:** Amended: 8/8/2022 [html](#) [pdf](#)

**Introduced:** 2/17/2022

**Last Amended:** 8/8/2022

**Status:** 8/8/2022-Read third time and amended. Ordered to second reading.

**Calendar:** 8/11/2022 #50 SENATE ASSEMBLY BILLS - SECOND READING FILE

**Summary:**

The Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act generally requires posting an agenda at least 72 hours before a regular meeting that contains a brief general description of each item of business to be transacted or discussed at the meeting, and prohibits any action or discussion from being undertaken on any item not appearing on the posted agenda. The act authorizes a legislative body to take action on items of business not appearing on the posted agenda under specified conditions. The act contains specified provisions regarding providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. This bill would revise and recast those teleconferencing provisions and, until January 1, 2026, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements that each teleconference location be identified in the notice and agenda and that each teleconference location be accessible to the public if at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction. Under this exception, the bill would authorize a member to participate remotely under specified circumstances, including participating remotely for just cause or due to emergency circumstances.

**Position:** Watch

**Subject:** Brown Act

**CALAFCO Comments:** This bill authorizes the use of teleconferencing without noticing and making available to the public teleconferencing locations if a quorum of the members of the legislative body participate in person from a singular location that is noticed and open to the public and require the legislative body to offer public comment via video or phone. CALAFCO reached out to the author's office for information and we've not yet heard back. The bill is not keyed fiscal.

**[AB 2647](#) (Levine D) Local government: open meetings.**

**Current Text:** Amended: 8/4/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2022

**Last Amended:** 8/4/2022

**Status:** 8/8/2022-Read second time. Ordered to third reading.

**Calendar:** 8/11/2022 #260 SENATE ASSEMBLY BILLS - THIRD READING FILE

**Summary:**

The Ralph M. Brown Act requires the meetings of the legislative body of a local agency to be conducted openly and publicly, with specified exceptions. Current law makes agendas of public meetings and other writings distributed to the members of the governing board disclosable public records, with certain exceptions. Current

law requires a local agency to make those writings distributed to the members of the governing board less than 72 hours before a meeting available for public inspection, as specified, at a public office or location that the agency designates. Current law also requires the local agency to list the address of the office or location on the agenda for all meetings of the legislative body of the agency. Current law authorizes a local agency to post the writings on the local agency's internet website in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting. Current law requires a local agency to post the agenda for a special meeting at least 24 hours prior to the special meeting in a location that is freely accessible to members of the public. This bill would instead require a local agency to make those writings distributed to the members of the governing board available for public inspection at a public office or location that the agency designates and list the address of the office or location on the agenda for all meetings of the legislative body of the agency unless the local agency meets certain requirements, including the local agency immediately posts the writings on the local agency's internet website in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.

**Position:** Watch

**Subject:** Brown Act

**CALAFCO Comments:** This bill seeks to amend the law to make clear that writings that have been distributed to a majority of a local legislative body less than 72 hours before a meeting can be posted online in order to satisfy the law. Amended on April 19, 2022, to add a provision that agendas will note the physical location from which hard copies of such post-agenda documents can be retrieved. The bill is sponsored by the League of Cities and is not keyed fiscal.

**[SB 852](#) ([Dodd D](#)) Climate resilience districts: formation: funding mechanisms.**

**Current Text:** Amended: 8/8/2022 [html](#) [pdf](#)

**Introduced:** 1/18/2022

**Last Amended:** 8/8/2022

**Status:** 8/8/2022-Read third time and amended. Ordered to third reading.

**Calendar:** 8/11/2022 #102 ASSEMBLY THIRD READING FILE - SENATE BILLS

**Summary:**

Would authorize a city, county, city and county, special district, or a combination of any of those entities to form a climate resilience district, as defined, for the purposes of raising and allocating funding for eligible projects and the operating expenses of eligible projects. The bill would deem each district to be an enhanced infrastructure financing district and would require each district to comply with existing law concerning enhanced infrastructure financing districts, unless the district is specified as otherwise. The bill would require a district to finance only specified projects that meet the definition of an eligible project. The bill would define "eligible project" to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified. The bill would establish project priorities and would authorize districts to establish additional priorities.

**Attachments:** [SB 852 Author Fact Sheet](#)

**Position:** Watch

**Subject:** Special District Principle Acts

**CALAFCO Comments:** This bill creates the Climate Resilience Districts Act. The bill completely bypasses LAFCo in the formation and oversight of these new districts because the districts are primarily being created as a funding mechanism for local climate resilience projects (as a TIF or tax increment finance district - for which LAFCOs also have no involvement).

The bill authorizes a city, county, city and county, special district, or a combination of any of those entities to form a climate resilience district for the purposes of raising and allocating funding for eligible projects and the

operating expenses of eligible projects. The bill defines “eligible project” to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified. The bill authorizes a district created pursuant to these provisions to have boundaries that are identical to the boundaries of the participating entities or within the boundaries of the participating entities. The bill also authorizes specified local entities to adopt a resolution to provide property tax increment revenues to the district. The bill would also authorize specified local entities to adopt a resolution allocating other tax revenues to the district, subject to certain requirements. The bill would provide for the financing of the activities of the district by, among other things, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution. It requires 95% of monies collected to fund eligible projects, and 5% for district administration. The bill would require each district to prepare an annual expenditure plan and an operating budget and capital improvement budget, which must be adopted by the governing body of the district and subject to review and revision at least annually.

Section 62304 details the formation process, Section 62305 addresses the district's governance structure, and 62307 outlines the powers of the district. This bill is sponsored by the Local Government Commission and is keyed fiscal. A fact sheet is included in our attachments section.

Amended 5/18/2022 to impose requirements on projects undertaken or financed by a district, including requiring a district to obtain an enforceable commitment from the developer that contractors and subcontractors performing the work use a skilled and trained workforce, and would expand the crime of perjury to these certifications.

**[SB 1100](#) (Cortese D) Open meetings: orderly conduct.**

**Current Text:** Enrolled: 8/5/2022 [html](#) [pdf](#)

**Introduced:** 2/16/2022

**Last Amended:** 6/6/2022

**Status:** 8/4/2022-Assembly amendments concurred in. (Ayes 28. Noes 9.) Ordered to engrossing and enrolling.

**Summary:**

The Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. Current law authorizes the legislative body to adopt reasonable regulations to ensure that the intent of the provisions relating to this public comment requirement is carried out, including, but not limited to, regulations limiting the total amount of time allocated for public testimony on particular issues and for each individual speaker. Current law authorizes the members of the legislative body conducting the meeting to order the meeting room cleared and continue in session, as prescribed, if a group or groups have willfully interrupted the orderly conduct of a meeting and order cannot be restored by the removal of individuals who are willfully interrupting the meeting. This bill would authorize the presiding member of the legislative body conducting a meeting or their designee to remove, or cause the removal of, an individual for disrupting the meeting. The bill, except as provided, would require removal to be preceded by a warning to the individual by the presiding member of the legislative body or their designee that the individual’s behavior is disrupting the meeting and that the individual’s failure to cease their behavior may result in their removal. The bill would authorize the presiding member or their designee to then remove the individual if the individual does not promptly cease their disruptive behavior. The bill would define “disrupting” for this purpose.

**Attachments:**

[SB 1100 - CALAFCO Letter of Support](#)

[SB 1100 Author Fact Sheet](#)



**Position:** Support

**Subject:** Brown Act

**CALAFCO Comments:** This bill would authorize the removal of an individual from a public meeting who is “willfully interrupting” the meeting after a warning and a request to stop their behavior. “Willfull interrupting” is defined as intentionally engaging in behavior during a meeting of a legislative body that substantially impairs or renders infeasible the orderly conduct of the meeting in accordance with law.

**[SB 1449](#) (Caballero D) Office of Planning and Research: grant program: annexation of unincorporated areas.**

**Current Text:** Amended: 4/19/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2022

**Last Amended:** 4/19/2022

**Status:** 8/3/2022-August 3 set for first hearing. Placed on suspense file.

**Calendar:** 8/11/2022 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS, HOLDEN, Chair

**Summary:**

Would require the Office of Planning and Research to, upon appropriation by the Legislature, establish the Unincorporated Area Annexation Incentive Program, authorizing the office to issue a grant to a city for the purpose of funding infrastructure projects related to the proposed or completed annexation of a substantially surrounded unincorporated area, as defined, subject to approval by the Director of State Planning after the city submits an application containing specified information. The bill would require the office to match, on a dollar-for-dollar basis, any dollar contribution a city makes toward a project funded by the program, subject to a maximum funding threshold as determined by the director. The bill would, by September 1, 2023, require the office to develop guidelines, and consult with various local representatives to prepare those guidelines, for purposes of implementing the program, and would provide that the guidelines are not subject to the rulemaking requirements of the Administrative Procedure Act.

**Attachments:** [SB 1449 - CALAFCO Letter of Support](#)

**Position:** Support

**Subject:** Annexation Proceedings

**CALAFCO Comments:** This is currently a spot bill. According to the author's office, they are working on state funding to incentivize annexation of inhabited territory (when the VLF was taken away, so too was any financial incentive to annex inhabited territory). For many years bills have been run to reinstate funding, none of which have ever successfully passed. There is no other information available on this bill at this time. CALAFCO will continue conversations with the author's office as this is an important topic for LAFcos. (The bill will remain a P-3 until amended.)

Amended 3/16/2022 to remove spot holder language, add definitions and other language tying to CKH, and add language more specific to a grant program. LAFcos added in to assist OPR develop the program guidelines.

**[AB 975](#) (Rivas, Luz D) Political Reform Act of 1974: filing requirements and gifts.**

**Current Text:** Amended: 6/16/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2021

**Last Amended:** 6/16/2022

**Status:** 6/28/2022-Read second time. Ordered to third reading.

**Calendar:** 8/11/2022 #128 SENATE ASSEMBLY BILLS - THIRD READING FILE

**Summary:**

The Political Reform Act of 1974 generally requires elected officials, candidates for elective offices, and committees formed primarily to support or oppose a candidate for public office or a ballot measure, along with other persons and entities, to file periodic campaign statements and certain reports concerning campaign finances and related matters. Current law permits a report or statement that has been on file for at least two years to be retained by a filing officer as a copy on microfilm or other space-saving materials and, after the Secretary of State certifies an online filing and disclosure system, as an electronic copy. This bill would permit a filing officer to retain a report or statement filed in a paper format as a copy on microfilm or other space-saving materials or as an electronic copy, as specified, without a two-year waiting period. The bill would also permit a filing officer to retain a report or statement as an electronic copy before the Secretary of State certifies an online filing and disclosure system.

**Position:** Watch

**Subject:** FPPC

**CALAFCO Comments:** As introduced, this bill makes two notable changes to the current requirements of gift notification and reporting: (1) It increases the period for public officials to reimburse, in full or part, the value of attending an invitation-only event, for purposes of the gift rules, from 30 days from receipt to 30 days following the calendar quarter in which the gift was received; and (2) It reduces the gift notification period for lobbyist employers from 30 days after the end of the calendar quarter in which the gift was provided to 15 days after the calendar quarter. Further it requires the FPPC to have an online filing system and to redact contact information of filers before posting.

UPDATE AS OF 2/24/22 - The author's office indicates they are moving forward with the bill this year and are planning amendments. They are not clear what those amendments will be so CALAFCO will retain a WATCH position on the bill.

**[AB 1757](#) (Haney D) Groundwater sustainability agency.**

**Current Text:** Amended: 5/10/2022 [html](#) [pdf](#)

**Introduced:** 2/2/2022

**Last Amended:** 5/10/2022

**Status:** 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. N.R. & W. on 6/1/2022)

**Summary:**

The Sustainable Groundwater Management Act requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources that are designated as basins subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2020, and requires all other groundwater basins designated as high- or medium-priority basins to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2022, except as specified. The act authorizes any local agency or combination of local agencies overlying a groundwater basin to decide to become a groundwater sustainability agency for that basin. Current law governs the formation of a groundwater sustainability agency. This bill would authorize a conservation district overlying a groundwater basin in this state to decide to become a groundwater sustainability agency for that basin

and would make the law governing the formation of a groundwater sustainability agency applicable to that district.

**Position:** Watch

**Subject:** Water

**[AB 2041](#) ([Garcia, Eduardo D](#)) California Safe Drinking Water Act: primary drinking water standards: compliance.**

**Current Text:** Amended: 4/18/2022 [html](#) [pdf](#)

**Introduced:** 2/14/2022

**Last Amended:** 4/18/2022

**Status:** 5/20/2022-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/11/2022)

**Summary:**

Would require the State Water Resources Control Board to take specified actions if the state board adopts a primary drinking water standard with a compliance period for which public water systems are given a designated period of time to comply with the primary drinking water standard without being held in violation of the primary drinking water standard. Specifically, the bill would require the state board to determine which public water system may not be able to comply with the primary drinking water standard without receiving financial assistance and develop a compliance plan, including a financial plan to assist that public water system in complying with the primary drinking water standard. The bill would also require the state board, if a public water system is in violation of the primary drinking water standard after the compliance period, to take into consideration whether or not the public water system implemented the compliance plan.

**Attachments:** [AB 2041 Author Fact Sheet](#)

**Position:** Watch

**Subject:** Water

**CALAFCO Comments:** This bill would require the SWRCB to take specified actions if the SWRCB adopts a primary drinking water standard with a compliance period for which public water systems are given a designated period of time to install necessary measures, including, but not limited to, installation of water treatment systems, to comply with the primary drinking water standard without being held in violation of the primary drinking water standard. Those actions would include, among other actions, developing a financial plan to assist public water systems that will require financial assistance in procuring and installing the necessary measures.

**[AB 2201](#) ([Bennett D](#)) Groundwater sustainability agency: groundwater extraction permit: verification.**

**Current Text:** Amended: 6/22/2022 [html](#) [pdf](#)

**Introduced:** 2/15/2022

**Last Amended:** 6/22/2022

**Status:** 8/8/2022-In committee: Referred to suspense file.

**Calendar:** 8/11/2022 Upon adjournment of Session - 1021 O Street, Room 2200 SENATE APPROPRIATIONS, PORTANTINO, Chair

**Summary:**

Would prohibit a county, city, or any other water well permitting agency from approving a permit for a new groundwater well or for an alteration to an existing well in a basin subject to the act and classified as medium- or high-priority unless specified conditions are met, including that it obtains a written verification, from the groundwater sustainability agency that manages the basin or area of the basin where the well is proposed to be located, determining that, among other things, the extraction by the proposed well is consistent with any sustainable groundwater management program established in any applicable groundwater sustainability plan

adopted by that groundwater sustainability agency or an alternate plan approved or under review by the Department of Water Resources.

**Position:** Watch

**Subject:** Water

**CALAFCO Comments:** 2/15/2022: As introduced, a spot holder.

3/17/2022: As amended, this bill now seeks to add a new section into the Water Code that would require, after July 1, 2023, designated extraction facilities to procure permits from the Department of Water Resources (DWR.) Extraction facilities are defined as those located in a basin that has already been designated by DWR as subject to critical overdraft conditions. It would also define times when permits are not needed, including for “de minimis extractors” (as defined by Section 10721), for replacement extractors, when drinking water is needed by a water system for public health purposes, for habitat and wetlands conservation, for photovoltaic or wind energy generation when less than 75 acre feet of groundwater is needed annually, when required by an approved CEQA document, and for facilities constructed to ensure a sustain water supply to consolidated public water systems. This bill would also require groundwater sustainability agencies (GSAs) to develop a process for the issuance of groundwater extraction permits which considers demonstrations of need, adherence to a groundwater sustainability plan, a showing that the extraction will not contribute to an undesirable result, and other procedural requirements. Additionally, the bill would require notification to all groundwater users within one mile of the proposed groundwater extraction facility, and to the DWR when the proposed extraction is within one mile of a disadvantaged community or a domestic well user, and other procedural steps. Also allows those GSAs in a basin not designated as subject to critical conditions of overdraft to adopt an ordinance that establishes their own process, in accordance with this section, for the issuance of groundwater extraction permits, and allows imposition of fees as long as they do not exceed reasonable agency costs. DWR shall provide technical assistance to assist GSA implement this section. This bill would further amend Water Code Section 10728 to require annual reports by GSA to include information regarding the number, location, and volume of water encompassed by permits issued under this section.

Amended 4/27/2022 to removes all provisions regarding groundwater extraction facilities, adds in provisions regarding local agencies, which are defined as cities, counties, districts, agencies, or other entities with the authority to issue a permit for a a new groundwater well or for an alteration to an existing well.

**[AB 2442](#) ([Rivas, Robert](#) D) California Disaster Assistance Act: climate change.**

**Current Text:** Amended: 8/1/2022 [html](#) [pdf](#)

**Introduced:** 2/17/2022

**Last Amended:** 8/1/2022

**Status:** 8/8/2022-From committee: Be ordered to second reading pursuant to Senate Rule 28.8.

**Calendar:** 8/11/2022 #25 SENATE ASSEMBLY BILLS - SECOND READING FILE

**Summary:**

The California Disaster Assistance Act requires the Director of Emergency Services to authorize the replacement of a damaged or destroyed facility, whenever a local agency and the director determine that the general public and state interest will be better served by replacing a damaged or destroyed facility with a facility that will more adequately serve the present and future public needs than would be accomplished merely by repairing or restoring the damaged or destroyed facility. Current law also authorizes the director to implement mitigation measures when the director determines that the measures are cost effective and substantially reduce the risk of future damage, hardship, loss, or suffering in any area where a state of emergency has been proclaimed by the Governor. This bill would specify 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, as defined, including, but not limited to, the preservation of open space, improved forest management, and wildfire risk reduction measures.

**Position:** Watch

**Subject:** Ag/Open Space Protection

**CALAFCO Comments:** Seeks to add climate change to California Disaster Assistance Act and adds, as noted cost effective mitigation measures, the preservation of open space, improved forest management and wildfire risk reduction measures, and other investments in natural infrastructure (in line with definition of a "natural infrastructure" in GC Section 65302(g)(4)(C)(v).) Also would amend GC Sec 65302 to require General Plans to include "a set of measures designed to reduce emissions of greenhouse gases resulting in climate change, and natural features and ecosystem processes in or near identified at-risk areas threatened by the impacts attributable."

**[SB 12](#) ([McGuire D](#)) Local government: planning and zoning: wildfires.**

**Current Text:** Amended: 6/6/2022 [html](#) [pdf](#)

**Introduced:** 12/7/2020

**Last Amended:** 6/6/2022

**Status:** 7/5/2022-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. H. & C.D. on 5/24/2022)

**Summary:**

The Planning and Zoning Law requires the legislative body of a city or county to adopt a comprehensive, long-term general plan that includes various elements, including, among others, a housing element and a safety element for the protection of the community from unreasonable risks associated with the effects of various geologic and seismic hazards, flooding, and wildland and urban fires. Current law requires the housing element to be revised according to a specific schedule. Current law requires the planning agency to review and, if necessary, revise the safety element upon each revision of the housing element or local hazard mitigation plan, but not less than once every 8 years to identify new information relating to flood and fire hazards and climate adaptation and resiliency strategies applicable to the city or county that was not available during the previous revision of the safety element. Current law requires that the Office of Planning and Research, among other things, coordinate with appropriate entities, including state, regional, or local agencies, to establish a clearinghouse for climate adaptation information for use by state, regional, and local entities, as provided. This bill would require the safety element, upon the next revision of the housing element or the hazard mitigation plan, on or after July 1, 2024, whichever occurs first, to be reviewed and updated as necessary to include a comprehensive retrofit strategy to reduce the risk of property loss and damage during wildfires, as specified, and would require the planning agency to submit the adopted strategy to the Office of Planning and Research for inclusion into the above-described clearinghouse

**Position:** Watch

**Subject:** Growth Management, Planning

**CALAFCO Comments:** UPDATE 2/24/22: According to the author's office, they do plan to move this bill forward in 2022 and no other details are available at this time.

**[SB 418](#) ([Laird D](#)) Pajaro Valley Health Care District.**

**Current Text:** Chaptered: 2/4/2022 [html](#) [pdf](#)

**Introduced:** 2/12/2021

**Last Amended:** 1/24/2022

**Status:** 2/4/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 1, Statutes of 2022.

**Summary:**

Would create the Pajaro Valley Health Care District, as specified, except that the bill would authorize the Pajaro

Valley Health Care District to be organized, incorporated, and managed, only if the relevant county board of supervisors chooses to appoint an initial board of directors.

**Position:** Watch

**Subject:** Special District Principle Acts

**CALAFCO Comments:** Gut and amended on 1/14/22, this bill forms the Pajaro Valley Health Care District within Santa Cruz and Monterey counties. The formation, done by special legislation, bypasses the LAFCo process, with language explicitly stating upon formation, LAFCo shall have authority. The bill requires that within 5 years of the date of the first meeting of the Board of Directors of the district, the board of directors shall divide the district into zones. The bill would require the district to notify Santa Cruz LAFCo when the district, or any other entity, acquires the Watsonville Community Hospital. The bill requires the LAFCo to order the dissolution of the district if the hospital has not been acquired by January 1, 2024 through a streamlined process, and requires the district to notify LAFCo if the district sells the Watsonville Community Hospital to another entity or stops providing health care services at the facility, requiring the LAFCo to dissolve the district under those circumstances in a streamlined process.

Given the hospital has filed bankruptcy and this is the only hospital in the area and serves disadvantaged communities and employs a large number of people in the area, the bill has an urgency clause. Several amendments were added on 1/24/22 by the ALGC and SGFC all contained within Section 32498.7.

CALAFCO worked closely with the author's office, Santa Cruz County lobbyist and the Santa Cruz and Monterey LAFCos on this bill. We have requested further amendments which the Senator has agreed to take in a follow-up bill this year. Those amendments include requiring Santa Cruz LAFCo to adopt a sphere of influence for the district within 1 year of formation; the district filing annual progress reports to Santa Cruz LAFCo for the first 3 years, Santa Cruz LAFCo conducting a special study on the district after 3 years, and representation from both counties on the governing board. The bill is sponsored by the Pajaro Valley Healthcare District Project and is not keyed fiscal.

**[SB 969](#) (Laird D) Pajaro Valley Health Care District.**

**Current Text:** Chaptered: 7/1/2022 [html](#) [pdf](#)

**Introduced:** 2/10/2022

**Last Amended:** 3/2/2022

**Status:** 7/1/2022-Approved by the Governor. Chaptered by Secretary of State. Chapter 90, Statutes of 2022.

**Summary:**

Current law creates the Pajaro Valley Health Care District, as specified, and authorizes the Pajaro Valley Health Care District to be organized, incorporated, and managed, only if the relevant county board of supervisors chooses to appoint an initial board of directors. Current law requires, within 5 years of the date of the first meeting of the Board of Directors of the Pajaro Valley Health Care District, the board of directors to divide the district into zones and number the zones consecutively. Existing law requires the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 to govern any organizational changes for the district after formation. Existing law requires the district to notify the County of Santa Cruz local agency formation commission (LAFCO) when the district, or any other entity, acquires the Watsonville Community Hospital. Existing law requires the LAFCO to dissolve the district under certain circumstances. This bill would require the LAFCO to develop and determine a sphere of influence for the district within one year of the district's date of formation, and to conduct a municipal service review regarding health care provision in the district by December 31, 2025, and by December 31 every 5 years thereafter.

**Position:** Watch

**Subject:** Other

**CALAFCO Comments:** This bill is a follow up to SB 418 (Laird) and contains some of the amendments requested by CALAFCO and Monterey and Santa Cruz LAFcos. As introduced the bill requires Santa Cruz LAFco to adopt a sphere of influence for the district within 1 year of formation; the district filing annual progress reports to Santa Cruz LAFco for the first 2 years, Santa Cruz LAFco conducting a Municipal Service Review on the district every 5 years with the first being conducted by 12-31-25. Our final requested amendment, ensuring representation from both counties on the governing board, is still being worked on and not reflected in the introduced version of the bill.

**[SB 1405](#) ([Ochoa Bogh R](#)) **Community service districts: Lake Arrowhead Community Service District: covenants, conditions, and restrictions: enforcement.****

**Current Text:** Amended: 4/18/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2022

**Last Amended:** 4/18/2022

**Status:** 6/20/2022-From consent calendar on motion of Assembly Member Seyarto. Ordered to third reading.

**Calendar:** 8/11/2022 #55 ASSEMBLY THIRD READING FILE - SENATE BILLS

**Summary:**

Would authorize the Lake Arrowhead Community Services District to enforce all or part of the covenants, conditions, and restrictions for tracts within that district, and to assume the duties of the Arrowhead Woods Architectural Committee for those tracts, as provided. This bill contains other related provisions.

**Position:** Watch

**Subject:** Other

**[SB 1425](#) ([Stern D](#)) **Open-space element: updates.****

**Current Text:** Amended: 4/18/2022 [html](#) [pdf](#)

**Introduced:** 2/18/2022

**Last Amended:** 4/18/2022

**Status:** 6/30/2022-Read second time. Ordered to third reading.

**Calendar:** 8/11/2022 #86 ASSEMBLY THIRD READING FILE - SENATE BILLS

**Summary:**

Would require every city and county to review and update its local open-space plan by January 1, 2026. The bill would require the local open-space plan update to include plans and an action program that address specified issues, including climate resilience and other cobenefits of open space, correlated with the safety element. By imposing additional duties on local officials, the bill would create a state-mandated local program.

**Position:** Watch

**Subject:** Other

**[SB 1489](#) ([Committee on Governance and Finance](#)) **Local Government Omnibus Act of 2022.****

**Current Text:** Amended: 6/20/2022 [html](#) [pdf](#)

**Introduced:** 2/28/2022

**Last Amended:** 6/20/2022

**Status:** 8/4/2022-Read second time. Ordered to consent calendar.

**Calendar:** 8/11/2022 #173 ASSEMBLY CONSENT CALENDAR 2ND DAY-SENATE BILLS

**Summary:**

Current law, including the Professional Land Surveyors' Act, the Mello-Roos Community Facilities Act of 1982, the Subdivision Map Act, provisions relating to official maps of counties and cities, and provisions relating to maps of certain special assessment districts, prescribe requirements for the identification, storage, access, and preservation of maps. This bill would revise requirements for storage, access, and preservation of maps, in

connection with the above-described laws, to authorize alternative methods by which maps may be identified, kept safe and reproducible, and to which they may be referred, and would generally eliminate the requirement that they be fastened and stored in books.

**Position:** Watch

**CALAFCO Comments:** This is the Senate Governance & Finance Committee annual omnibus bill.