

**LOCAL AGENCY FORMATION COMMISSION  
COUNTY OF SAN BERNARDINO**

175 West Fifth Street, Second Floor, San Bernardino, CA 92415-0490  
• (909) 387-5866 • FAX (909) 387-5871  
E-MAIL: [lafco@lafco.sbcounty.gov](mailto:lafco@lafco.sbcounty.gov)  
[www.sbclafco.org](http://www.sbclafco.org)

---

**DATE**           **MAY 10, 2005**

**FROM**           **KATHLEEN ROLLINGS-McDONALD, Executive Officer**

**TO**               **LOCAL AGENCY FORMATION COMMISSION**

---

**SUBJECT: AGENDA ITEM 12: Consideration of Waiver of Legal Counsel  
Conflict for LAFCO 2984 – City of Fontana Annexation No. 158**

---

**RECOMMENDATION:**

Authorize the Chair to sign the attached “waiver of conflict” consent letter for LAFCO 2984 - City of Fontana Annexation No. 158.

**BACKGROUND:**

LAFCO Legal Counsel Clark H. Alsop is a partner in the law firm of Best Best and Krieger, which also acts as City Attorney for the City of Fontana. Mr. Alsop has provided the Commission with a letter indicating his firm’s potential dual representation and requesting that the matter of potential conflict be considered by the Commission for LAFCO 2984. At the present time, this proposal is anticipated to be non-controversial.

Given the anticipation that this application will be non-controversial, staff recommends that the Commission authorize the Chair to sign the consent letter presented for this proposal. Absent this consent, staff will need to seek special counsel for representation and ask for a deposit for this service from the City of Fontana.

KRM

Attachments:

Letter dated March 29, 2005 from LAFCO Legal Counsel  
Map of LAFCO 2984 – City of Fontana Annexation No. 158