

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

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DATE: OCTOBER 8, 2008

FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer

TO: LOCAL AGENCY FORMATION COMMISSION

**SUBJECT: AGENDA ITEM #12 – DISCUSSION OF CALAFCO BOARD STRUCTURE AND
IMPLEMENTATION OF SB 375**

On September 12 Chairman Colven and I attended a meeting of the Southern California LAFCOs to discuss issues related to the future of CALAFCO, most specifically the structure for representation on the Board of Directors, and the implementation of SB 375. LAFCO staff has provided a copy of the draft White Paper for Commission review as well as the current CALAFCO bylaws. The basic question was posed “Does the CALAFCO Board effectively represent all LAFCOs in California?” The resounding response was no.

The meeting was prompted by concerns that had been expressed by Peter Herzog, former CALAFCO Board Chair regarding the lack of a real Southern California voice on the Board. The tenor of the meeting, in my opinion, was that this was the feeling of elected officials present, some of whom had served on the Board of Directors. As the Commission may recall, Mr. Herzog resigned from the CALAFCO Board because of the direction of the Board on SB 375 without real dialogue on other points of view. Also provided to Commission members is a copy of Mr. Herzog’s letter that was distributed prior to the September Hearing, but due to time constraints was not discussed. In the interim, CALAFCO has provided a copy of the technical paper prepared by Bill Higgins, Legislative Representative and Senior Staff Attorney for the League of California Cities, outlining the implementation of SB 375.

At the meeting there was consensus to approach the CALAFCO Board to request a better system for providing a geographic distribution of representation. The position taken was that the Executive Officers of Riverside and San Bernardino jointly make a presentation to the Board of Directors at its November 7th meeting outlining the positions from the Southern California LAFCOs for restructuring of the CALAFCO Board or its nominating process. This took the form of requesting that the Board of Directors appoint an ad hoc committee comprised of members not represented on the Board to address the issues identified in “Suggest Discussion Topics” of the draft White Paper. The elected Commission members at the meeting put in the timing of 30-60 days for

completion of this review so that the determinations could be reviewed by the CALAFCO Board at its retreat in February. Their fear was that the request would be received with no action taken.

George Spiliotis and I received the dubious honor of making this presentation since the other participating LAFCOs had already had issues with the Board on the dues increase and other matters.

Staff is requesting that the Commission review the positions outlined in the draft White Paper and provide direction to staff. Chairman Colven and I will respond to any questions prior to or at the hearing.

KRM