ADMINISTRATIVE SERVICES POLICY COMMITTEE
HIGHLIGHTS
Thursday, March 29, 2012
Doubletree Hotel, 222 N. Vineyard Avenue, Ontario

ATTENDANCE
Members: Spiegel, Karen (Chair); Brown, Mark (V. Chair); Abelson, Janet; Abrahamson, Dawn; Alvarez-Glasman, Arnold; Barr, Rebekah; Benton, Jess; Betta, Josh; Black, Cindy; Carchio, Joe; Cousino, JoAnne; Dillon, Barbara; Finlay, Margaret; Johl, Randi; Jones, Rodney; Magdich, Janice; McCullough, Kathryn; McGarvey, Robert; Mizuno, Stephanie; Newman, Robert; Reardon, Rhonda; Rojas, Joel; Ross, Robert; Russo, Sara; Schultz, Robert; Scranton, Tim; Sessom, Mary; Stephens, Patricia; Thai, Chu; Thomsen, Peggy; Van Wormer, Cindy; Vania, Neville

League Partners: Carvalho, Sonia

Staff: Natasha Karl and Emily Cole

I. Special Meeting: Post Redevelopment and State Budget Update

II. Welcome and Introductions
The committee made self-introductions.

III. Public Comment
There was no public comment.

IV. Review of California Forward Initiative
The committee heard from Fred Silva, senior fiscal policy advisor, California Forward Action Fund and Mike Madrid, campaign manager, California Forward Action Fund. Madrid provided his political observations and a campaign update. The campaign has so far collected 800,000 signatures and will likely qualify for the November 2012 ballot. There is some opposition to the initiative coming from the State Legislature, labor groups, and environmental groups. Silva discussed a number of issues raised in the January policy committee meeting, including provisions related to local budgeting and Community Strategic Action Plans. Silva explained that the initiative's requirements are self-executing and intended to create a transparent, flexible and cooperative system to promote local, regional, and state goals.

The committee expressed concern that vague terms in the initiative may be an open invitation for interpretations, possibly by the Legislature, which could negatively impact cities in the future. The committee was also concerned that the state would fail to adhere to the initiative's goals and that realignment savings projections should not be used to fund starter grants for Community Strategic Action Plans. It was noted that there are some good elements of the initiative that applied to the State Legislature such as the 72-hour print requirement for legislative bills.

After considerable discussion and debate it was moved and seconded that the committee readdress this issue at the June policy committee meeting at which time the committee will hear an update on the measure's progress. The committee also asked that staff provide the committee with a recommendation for a position. The motion passed.

V. City Attorney's Department: FPPC Committee Update

The committee heard from Eric Vail, city attorney, Hemet and Temple City, who provided an update on the actions of the City Attorney's FPPC committee. Vail reported that the new chair of the FPPC, Ann Ravel, is familiar with local governments and has been actively working on changes to the FPPC rules that would clarify the regulations and help local public officials avoid common mistakes. His report included a lengthy discussion of the changes to the gift regulations which can be reviewed on the FPPC website at http://www.fppc.ca.gov/index.php?id=247#1. He recommended that the committee review the regulation changes which include: clarifications on acts of neighborliness, home hospitality, reciprocal exchanges and acts of human compassion. Vail also noted there have been amendments to the conflict of interest regulations.

The committee expressed concern about recent warning letters received by several local elected officials in Southern California that were sent by the FPPC. The committee asked that staff research whether or not the letters can be rescinded, given the recent policy changes at the FPPC related to appointments to boards, commissions, and other bodies. Staff asked that the committee allow them the opportunity to discuss the matter with the League's City Attorneys FPPC Committee as well as the League's counsel and then report back to the committee on any action taken by the League to resolve this issue. Staff will report back to the committee in June and sooner by email, if possible.

VI. State Legislative Update

a. Legislative Overview: Natasha Karl provided a legislative update on the League's initial bills of interest under the Administrative Services category. She also noted that the *2012 Summary of Existing Policy and Guiding Principles* is now available on the League's website.

SB 1003 (Yee) Local Government: Open Meetings. *League position: Oppose*. This bill would amend the Ralph M. Brown Act to add "past" actions to Government Code section 54960 (a). The change would apply the law's sanctions to all past violations of the Brown Act. As a result the bill could expose local entities to an unknown amount of additional litigation under the law, including potential attorneys' fees even if any questionable past activities have since ceased. The League is seeking amendments.

SB 1110 (Rubio) Public Records. *League position: Pending.* This bill would authorize a state or local agency to charge a fee to cover the direct costs of duplication of a public record that may include personnel costs associated with that duplication under the California Public Records Act. The bill would also authorize a state or local agency to collect a deposit from an entity or individual requesting records prior to engaging in the collection of the records.

AB 2455 (Campos) Identity Theft: Local Agencies. *League position: Pending.* This bill would require any local agency in possession or control of personal identifying information that is known, or reasonably suspected, to have been the target of identity theft, to notify the person who is the subject of the personal identifying information that unauthorized access of that information has occurred, and that the person may be the victim of identity theft.

b. **Policy Discussion on Pending Legislation:** There were no current bills awaiting action.

c. **Review of Past Legislation:** Natasha Karl provided a report on bills taken up by the committee last year. Please see Attachment C from the revised agenda.

VII. City Clerk's Legislative Proposal

The committee heard an update on the City Clerk's Legislative proposal which would clarify the election code related to citizen initiatives adopted by a city council. The proposal suggests that initiatives adopted by city councils should become effective in 30 days. Initiatives which already provide a timeline would not be included in the 30 days. The committee discussed the proposal and had no objections.

VIII. Next Meeting: THURSDAY, June 14, 2012, League of California Cities, Sacramento