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**FRESNO LOCAL AGENCY FORMATION COMMISSION (LAFCo)**  
**EXECUTIVE OFFICER'S REPORT**

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AGENDA ITEM NO. 9

**DATE:** September 13, 2017

**TO:** Fresno Local Agency Formation Commission

**FROM:** David E. Fey, Executive Officer 

**SUBJECT:** Consider Approval - Ad Hoc Policy to implement the Independent Special District Selection Committee nomination and election process for the Consolidated Countywide Redevelopment Area Oversight Board Representative

**RECOMMENDATION:** Continue a date uncertain to allow time to evaluate recently approved AB 979 (Lackey)

**Executive Summary**

This item was publically noticed to be heard by the Commission. Since then, the Governor has signed AB 979, which amends the Independent Special District Selection Committee process. Staff will examine the effect of this bill on the subject proposal and return to the Commission with a recommendation.

**Background**

On July 1, 2018, more than 400 redevelopment agency (RDA) oversight boards will be consolidated into one oversight board per county (and five oversight boards in Los Angeles County). When this occurs, each county's independent special districts selection committee will be granted the authority to appoint one special district representative to their county's respective oversight board.

If the independent special district selection committee in the county fails to act by July 15, 2018, the governor will make the appointment on its behalf. Therefore, it is important that the special districts in each affected county, and their respective LAFCos that administer the operations of the independent special districts selection committees, take proactive steps to ensure a successful locally-controlled appointment process.

The LAFCo executive officer is responsible for calling and giving written notice of meetings of the independent special district selection committee, at which a representative may be appointed to the countywide RDA oversight board. (Government Code Section 56332(b)).

Twenty-six of Fresno LAFCo's 92 independent special districts once included a redevelopment area within their service area.<sup>1</sup> Only these 26 special districts are eligible to be the special district representative on the consolidated RDA oversight board.<sup>2</sup>

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<sup>1</sup> Based on an analysis by LAFCo staff of the Fresno County Auditor-Controller/Treasurer-Tax Collector's Schedule of levies for Fiscal Year 2016-2017 issued January 10, 2017.

The proposed policy being developed by staff is intended to facilitate the nomination and election process for the countywide RDA oversight board representative by including only those special districts eligible to serve as the special district representative on the consolidated RDA oversight board.

The draft policy essentially states that for the purposes of the consolidated RDA board appointment, the executive officer will only poll the eligible districts (see attached list). The draft policy is proposed to address the following issues:

- The logistics to contact each independent special district and with the intent that they first respond with a nomination and second, cast their vote independent special districts selection committee process; and
- Obtaining a quorum (even via mail) of all 92 independent special districts when only 26 are eligible to serve on the RDA successor board.

Staff is requesting additional time to evaluate the implementation of this policy in light of recently approved AB 979.

#### **Individuals and Agencies Receiving this Report**

Ken Price, Esq., LAFCo Counsel  
Christine Crawford, Yolo LAFCo Executive Officer

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<sup>2</sup> Health and Safety Code Section 34179(j)(3) reads in full: "One member may be appointed by the independent special district selection committee established pursuant to Section 56332 of the Government Code, for the types of special districts that are eligible to receive property tax revenues pursuant to Section 34188."

<b>Independent Special Districts per GC 56044 for which Fresno is Principal County per GC 56066, eligible to serve on RDA Successor Board per H&amp;S Code</b>
<b>Cemetery Districts</b>
Clovis Cemetery District
Coalinga-Huron Cemetery District
Fowler Cemetery District
Kingsburg Cemetery District
Parlier Cemetery District
Reedley Cemetery District
Sanger/Del Rey Cemetery District
Selma Cemetery District
<b>Conservation District</b>
Kings River Conservation District
<b>Fire Protection Districts</b>
Fresno County Fire Protection District
North Central Fire Protection District
Orange Cove Fire Protection District
<b>Flood Protection District</b>
Fresno Metropolitan Flood Control District
<b>Hospital Districts</b>
Coalinga Hospital District
Kingsburg Hospital District
Selma Health Care District
Sierra-Kings Hospital District
<b>Levee District</b>
Lower San Joaquin Levee District
<b>Memorial District</b>
Clovis Memorial District
<b>Mosquito Abatement Districts</b>
Coalinga-Huron Mosquito Abatement District
Consolidated Mosquito Abatement District
Fresno Mosquito and Vector Control District
Fresno Westside Mosquito Abatement District
<b>Police Protection Districts</b>
Orange Cove Police Protection District
<b>Recreation and Park Districts</b>
Calwa Recreation and Park District
Coalinga-Huron Recreation and Park District