



DATE: September 11, 2018

TO: Mayor and City Council

FROM: City Manager

SUBJECT Resolution Supporting Two League of California Cities Policy Resolutions Being Considered at the 2018 League of California Cities Annual Business Meeting

RECOMMENDATION

That the City Council adopts a Resolution supporting two League of California Cities policy resolutions that will be considered at the 2018 League of California Cities Annual Business Meeting.

SUMMARY

The League of California Cities (League) 2018 Annual Conference is scheduled for September 12-14, 2018 in Long Beach, California. The League's Annual Business (General Assembly) Meeting, that takes place on September 14, 2018, is where voting delegates from member municipalities vote on the League policy resolutions that are being considered. The resolutions approved by the League's General Assembly become League policy. Per previous City Council action, Assistant City Manager Hurtado will be attending the conference and will serve as the City's voting delegate on these resolutions.

BACKGROUND

Policy development is a vital and ongoing process within the League of California Cities. The principle means for deciding policy on the important issues facing California cities is through the League's seven standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence League policy decisions. Annual Conference resolutions are an additional way to develop League policy.

Two League policy resolutions have been introduced for consideration at the 2018 League of California Cities Annual Conference. The purpose of this report is to provide information about these two resolutions and to obtain direction from Council regarding the City's official position on each resolution.

In accordance with the League of California Cities bylaws, the Hayward City Council designated Assistant City Manager Maria Hurtado to serve as the City's Voting Delegate at the 2018 League of California Cities Annual Conference ([Resolution No. 18-154](#)) to represent the

Council's position on League policy matters being considered at the League's Annual Business (General Assembly) Meeting.

DISCUSSION

A summary of each of the two League policy resolutions being considered at the Annual Conference is provided below along with staff recommendations. A complete copy of both League resolutions, including background information and the League's staff analysis, is also available in the [2018 League of California Cities Annual Conference Resolutions Packet](#).¹

League Policy Resolution No. 1:

Title: A Resolution of the League of California Cities Calling Upon the League to Respond to the Increasing Vulnerabilities to Local Municipal Authority, Control, and Revenue, and Explore the Preparation of a Ballot Measure and/or Constitutional Amendment that Would Further Strengthen Local Democracy and Authority.

Summary:

League Policy Resolution No. 1 was introduced out of concern over a number of recent measures coming from the state Legislature and the initiative process that attempt to roll back local control and hinder cities from providing optimal services for their residents. Recent examples of such efforts are provided as part of the background material provided on Page 6 of the [League's Annual Conference Resolutions Packet](#). (Ref. Footnote No. 1).

The authors of this resolution maintain that, "local government, when done right, is the best form of democracy precisely because it is closest to home." It is further posited that a ballot measure and/or constitutional amendment will provide the state's voters the opportunity to further strengthen local authority and maintain the role of local democracy to best preserve their local quality of life while still leaving the appropriate issues at the county, regional, or state levels – depending on the topic.

Staff Recommendation: Support.

League Policy Resolution No. 1 is consistent with the City Council's adopted General Legislative Principles, including:

A. Enhancing Revenue Sources:

- 1) Support the protection or expansion of federal, state, and local funding sources that provide revenue to the City; and

¹ League of CA Cities Annual Conference Resolutions Packet Link: <http://www.cacities.org/Resources-Documents/Policy-Advocacy-Section/Policy-Development/Annual-Conference-Resolutions/2018-Annual-Conference-Resolution-Packet>

- 2) Oppose any federal or state legislation, policies, programs, referenda, unfunded mandates and budgets that would have an adverse impact on the City's ability to provide adequate programs, projects, and services.

B. Maintaining Home Rule Authority:

- 1) Support any legislation, policies, referenda, and budgets that maintain or improve local regulatory control and authority; and
- 2) Oppose any legislation, policies, referenda, and budgets that undermine or circumvent the City Charter.

League Policy Resolution No. 2:

Title: A Resolution of the League of California Cities Declaring its Commitment to Support the Repeal of Preemption in [California Food and Agriculture Code § 11501.1\(a\)](#) that Prevents Local Governments from Regulating Pesticides.

Summary:

League Policy Resolution No. 2 directs the League to endorse the repeal of a statute that preempts local regulation of pesticides. It also encourages both the state and the League to study the negative impacts of anticoagulant rodenticide and address the inability of cities to regulate the use of rodenticides and pesticides. Specifically related to anticoagulant rodenticides, this resolution would:

- A. Encourage the state to fund research into the negative impacts and a potential restriction or ban;
- B. Direct the League to consider creating a task force to study and report on the unintended negative consequences of its use;
- C. Encourage cities and property owners to eliminate its use; and
- D. Encourage cities to join advocacy efforts against its use.

The complete version of League Policy Resolution No. 2 is available on Page 15 of the [League's Annual Conference Resolutions Packet](#) (Ref. Footnote No. 1). The background information leading to this recommended policy, and the League's staff analysis, is also provided in this section of the Annual Conference Resolutions Packet.

Staff Recommendation: Support.

This resolution is consistent with the following City Council adopted General Legislative Principle:

Maintaining Home Rule Authority:

- 1) Support any legislation, policies, referenda, and budgets that maintain or improve local regulatory control and authority; and
- 2) Oppose any legislation, policies, referenda, and budgets that undermine or circumvent the City Charter.

FISCAL AND ECONOMIC IMPACT

There are no immediate fiscal or economic impacts to the City that are associated with this report. However, both proposed League of California Cities policy resolutions aim to prevent efforts to diminish local authority, control, and access to public revenues. Consequently, the Hayward City Council's action will help establish League policy and subsequent political action that, in concert with the League members, can influence state legislation and regulations that in turn impact the City's level of local authority and access to public resources over the long-term.

STRATEGIC INITIATIVES

This agenda item is a routine operational item and does not relate to one of the Council's Strategic Initiatives.

PUBLIC CONTACT

The agenda for this item was posted in compliance with the California Brown Act and does not require additional public notice.

NEXT STEPS

As the City of Hayward's designated voting delegate, Assistant City Manager Hurtado will represent the Council's vote at the 2018 League of California Cities Annual Business (General Assembly) Meeting on September 14, 2018.

Prepared by: David Korth, Assistant to the City Manager

Recommended by: Maria A. Hurtado, Assistant City Manager

Approved by:



Kelly McAdoo, City Manager