

RESOLUTION NO. L 96-7
**RESOLUTION APPROVING THE REPORT AND RECOMMENDATION OF THE
SPECIAL DISTRICTS ADVISORY COMMITTEE AS CHANGED BY THE
COMMISSION REGARDING THE ADOPTION OF RULES AND REGULATIONS
AFFECTING THE FUNCTIONS OF SPECIAL DISTRICTS AND CALLING FOR
REPRESENTATION OF INDEPENDENT SPECIAL DISTRICTS UPON THE
LOCAL AGENCY FORMATION COMMISSION**

WHEREAS, Government Code Section 56450 provides that the Local Agency Formation Commission may be enlarged from five to seven members if the Commission orders representation of Independent special districts upon the Commission and adopts rules and regulations affecting the functions and services of independent special districts; and

WHEREAS, the Local Agency Formation Commission finds that it is in the public interest and welfare to encourage the orderly growth and development of local governmental services through the adoption of rules and regulations affecting the functions and services of special districts; and

WHEREAS, in order to achieve the purposes sought by the adoption of such rules and regulations and considering that the independent special districts of Mendocino County constitute an important and integral part of local government in the Mendocino County region, it is necessary and desirable that they have representation upon the Local Agency Formation Commission; and

WHEREAS, the Commission has, by resolution, taken proceedings pursuant to Government Code Section 56450 for adoption of rules and regulations affecting the functions and services of special districts within the County and for representation of independent special districts upon the Commission; and

WHEREAS, pursuant to Government Code Section 56458, the Special Districts Advisory Committee has met and adopted the report and recommendation submitted by that committee's Executive Committee regarding the establishment of rules and regulations affecting the functions of special districts upon the Local Agency Formation Commission and has thereupon forwarded that report and recommendation to the Executive Officer of the Local Agency Formation Commission; and

WHEREAS, the Executive Officer has reviewed the proposal and prepared a modified report, including her recommendations which proposal and report was presented to and considered by this Commission pursuant to Government Code Section 56463, on May 6, 1996, by adoption of Resolution # L96-5, declaring its intention to approve the report and recommendation of the Special District Advisory Committee regarding the adoption of the rules and regulations affecting the functions of special districts as changed by the Commission, and for representation of independent special districts upon the Local Agency Formation Commission, and set June 3, 1996 at 10:00 a.m. in the City of Ukiah Council Chambers as the date, time, and place for hearing by the Commission on the question of whether the report and recommendation filed by the special districts advisory committee should be approved, either as filed or as ordered changed by the Commission; and

WHEREAS, as a result of the June 3, 1996 Public Hearing, the modified report, as directed by the Commission, was sent to all Independent Special Districts in Mendocino County on June 5, 1996, with request for comment or acceptance of changes to said report; and

WHEREAS, the comments received were reviewed with some warranting interpretation by County Counsel with those results hence incorporated into a final "Report" dated October 28, 1996, as hereby so referenced as Exhibit A.

NOW, THEREFORE, IT IS RESOLVED, ORDERED, AND DETERMINED, pursuant to the provisions in the Cortese-Knox Act commencing with Government Code Section 56450 of the Government Code:

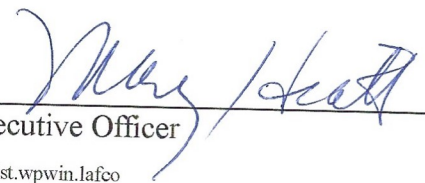
1. The Local Agency Formation Commission hereby adopts this resolution approving the Report - Rules and Regulations for Special Districts of the Special Districts Advisory Committee, as modified by the Commission, and dated November 4, 1996 and marked as Exhibit A and attached hereto and incorporated by this reference.
2. The Rules and Regulations Regarding the Functions and Services of Special Districts as provided in the report and recommendation of the Special District Advisory Committee and further amended by the Local Agency Formation Commission are hereby ordered adopted as identified in 1 above.
3. These Rules and Regulations are to be reviewed in 2 years to incorporate any necessary modifications if so warranted upon request of a majority of the Special Districts.
4. The Chairman of this Commission is directed to call and give notice of a meeting of the Independent Special District Selection Committee to be held within 15 days after the adoption of this resolution in order to select independent special district representatives and alternate on the Commission pursuant to Section 56332.

Upon a motion by Commissioner Peterson, and seconded by Commissioner Pinches, on the 4 day of November 1996, the foregoing resolution is hereby adopted by the following roll call vote:

AYES: Commissioners Peterson, Pinches, Alfano, Clark
NOES: None
ABSENT: Commissioner Campbell
ABSTAIN: None

ATTEST:


Chairman


Executive Officer
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