



COUNCIL AGENDA: 08-28-07
ITEM: 3.10

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Lee Price, MMC
City Clerk 

SUBJECT: 2007 LEAGUE OF CALIFORNIA
CITIES RESOLUTIONS

DATE: August 24, 2007

RECOMMENDATION

As recommended by the Rules and Open Government Committee on August 22, 2007 approve the recommended City positions for four (4) resolutions to be considered at the Annual League of California Cities Conference to be held in Sacramento in September as outlined in the attached memo previously submitted to and approved by the Rules & Open Government Committee.



Memorandum

TO: RULES AND OPEN
GOVERNMENT COMMITTEE

FROM: Betsy Shotwell

SUBJECT: 2007 LEAGUE OF CALIFORNIA
CITIES RESOLUTIONS

DATE: August 16, 2007

Approved

Diana Sabra

Date

8/16/07

RECOMMENDATION

Approve the recommended City positions for four (4) resolutions to be considered at the Annual League of California Cities (LOCC) Conference to be held in Sacramento, September 5-8, 2006. A one-week turnaround to the Mayor and City Council is requested due to the cancellation of the September 4 City Council meeting.

OUTCOME

By approving the recommended positions for the four resolutions, our City representatives serving on the Resolutions Committee and attending the Annual Business meeting will have the Council's direction for votes to be taken on each resolution.

BACKGROUND

Each year, the LOCC accepts resolutions from member cities, and elected officials to be adopted at its annual conference. Before the conference, the resolutions undergo review by the appropriate LOCC policy committee(s). On Wednesday, September 5, policy committees will meet for a final review of the resolutions. Next, the General Resolutions Committee will meet on Friday, September 7, to consider the policy committee's reports and to take action on their recommended positions. Resolutions that are approved by the General Resolutions Committee will then be reported on the floor of the General Assembly at the Annual Business meeting, on Saturday, September 8.

The voting delegates at the Annual Business meeting make the final determination on the resolutions.

ANALYSIS

The staff analyses and original language of the resolutions are attached for your consideration. In addition, the summary below has been provided as a summary of the recommended City positions for each resolution.

2007 Proposed League of California Cities Resolutions

Resolution	Recommended City Position
1. Renewal of League Grassroots Network Program	Approve
2. Healthy Aging	Approve
3. Applying 300-Foot Distance Separation for All New Residential Care Facilities	Approve
4. Implementation of AB 38; Establishing a New "Department of Emergency Services and Homeland Security"	Approve

PUBLIC OUTREACH

- Criteria 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

This document will be posted on the City's website for the August 22, 2007, Rules and Open Government Committee where the Council and the public have the opportunity to comment.

EVALUATION AND FOLLOW-UP

The City Council will be informed as to the outcome of these measures as part of the LOCC Conference report out at the Rules and Open Government Committee meeting.

COORDINATION

This memorandum was coordinated with the City's Legislative Representative in Sacramento, the City Attorney's Office, Office of Emergency Services, Parks, Recreation and Neighborhood Services, Planning, and Building Code Enforcement and the Housing Department.

POLICY ALIGNMENT

The attached LOCC recommendations for resolutions #2 Healthy Aging, and #4 Implementation of AB 38; Establishing a New Department of Emergency Services and Homeland Security" are consistent with the adopted 2007 Legislative Guiding Principles under "promote livability" and "support efforts to keep San Jose safe." Resolutions #1 Renewal of League Grassroots Network Program, and #3 Applying 300-Foot Distance Separation for All New Residential Care Facilities, are not addressed in the City's 2007 Legislative Guiding Principles and the recommendations are based on Departmental and City Attorney review and comments.



BETSY SHOTWELL
Director, Intergovernmental Relations

For more information contact: Betsy Shotwell, Director of Intergovernmental Relations at (408) 535-8270.

Attachment: 2007 Annual Conference Resolutions.

1. Resolution of the League of California Cities Relating to the Renewal of the League Grassroots Network Program

Recommended City Position: Approve

Source: League Board of Directors

Referred to: Administrative Services Policy Committee

Background and Analysis:

The League's Grassroots Network Program was originally approved by the LOCC membership in 2001, financed by a 50% increase in the dues of League member cities. The resolution approved stipulated that the LOCC member would vote on its continuation following an initial five-year pilot period. The LOCC Board of Directors has scheduled that election for September 8, 2007, at the Annual Conference Business Meeting in Sacramento.

The membership dues increase in 2001 was used to hire 15 new professional positions around the State. The grassroots staff is directed to organize and strengthen the voice of city officials when advocating on behalf of the city interests both in Sacramento and in Washington D.C. The grassroots staff are responsible for media outreach, coalition building with organizations and the delivery of messages by city officials. Since the program's inception, the staff have engaged in a number of legislative issues of concern and interest to cities including the passage of Proposition 1A in 2004 that established a constitutional restraint against the State continuing to take local government revenues to help meet the State's fiscal problems. Information provided the League related to this resolution indicate that no dues increase will be necessary if the program is extended since its funding is now absorbed by the base League dues.

Recommended City Position: Approve

Coordination: Office of Intergovernmental Relations and the City Attorney's Office.

2. Proposed Resolution of the League of California Cities Relating to Healthy Aging

Recommended City Position: Approve

Source: The LOCC Community Services Policy Committee

Referred to: The LOCC Community Services Policy Committee

Background and Analysis:

With the leading edge of the baby-boom generation born between 1946 and 1965 reaching the age of 65 by 2011, the health of our community will depend greatly on activities and educational programs provided to improve the quality of life for the growing senior population.

This resolution if adopted, directs the League of California Cities to examine programs, infrastructure and funding for California cities addressing the aging population and that the issue of planning for an aging population be supported by the League through education and conference programming to hear ideas and develop a dialogue with elected officials throughout the state.

Recommended City Position: Approve. The proposed resolution of the League is consistent with the direction set forth in the City's ten-year strategic plan on aging (Community for a Lifetime).

Coordination: Parks, Recreation and Neighborhood Services and the City Attorney's Office.

3. Resolution of the League of California Cities Relating to Applying 300 Foot Distance Separation for all New Residential Care Facilities

Recommended City Position: Approve

Source: City of Los Angeles

Referred to: LOCC Housing and Community and Economic Development

Background and Analysis:

The intent of existing federal and state law is to offer housing and care facility options for the elderly, mentally and physically disabled persons and others in need of care in residential surroundings. The LOCC resolution states that the “proposed legislative amendments are not intended to place undue restrictions on residential care facilities with six or fewer persons. However, the placement of an unlimited number of facilities within close proximity to one another could lead to an over concentration of residential care facilities and thereby significantly alter the very residential character that these homes are seeking.”

“In 2006, the League of California Cities supported pending legislation such as AB 3005, 3006, and 3007 to provide more regulatory authority to cities regarding the location of alcohol and drug abuse recovery treatment facilities, and increase public awareness of the location of those public facilities, however, none of the above bills were enacted, and it became apparent that State legislation would only be feasible in the area of 300 foot distance separation for certain categories of residential care facilities.”

Furthermore, the LOCC resolution concludes, “the problem has been aggravated by differing Health and Safety Code provisions for differing types of residential care facilities (alcohol or drug abuse recovery/treatment facilities; adult residential; group homes; and residential care facilities for the elderly) for six or fewer people, all of which are regulated by a number of State agencies, and all of which are preempted from local regulations per State and federal law.”

The proposed resolution goes on to state that while “there is no intent to stop the creation of housing and care facilities for six or fewer people, there is a strong need to apply one state law to all such residential care facility arrangements fairly and equitably, and this state law is the one establishing the over-concentration formula of not siting one such facility with 300 feet or another; while this distance threshold exists for some residential care facilities, it does not apply for all of them and therein lies a powerful aggravation of the over-concentration situation.” The resolution then concludes with the recommendation that the LOCC support State legislation to require a 300 foot distance separation for all new residential care facilities.

Recommended City Position: Approve

Coordination: Planning, Building and Code Enforcement, the Housing Department, and the City Attorney’s Office

4. Resolution of the League of California Cities Relating to the Implementation of AB 38; Establishing a New “Department of Emergency Services and Homeland Security”

Recommended City Position: Approve

Source: LOCC Public Safety Policy Committee

Referred to: LOCC Public Safety Policy Committee

Background and Analysis:

In May 2006, the League Board of Directors voted to support the Legislative Analyst Office’s recommendation to establish the Office of Homeland Security (OHS) as a division within the Office of Emergency Services (OES). In December 2006, Assemblymember Nava introduced AB 38, which if passed, would consolidate the Office of Emergency Services and the Office of Homeland Security into a new cabinet-level Department of Emergency Services and Homeland Security, responsible for overseeing and coordinating emergency preparedness, response, recovery, and homeland security activities.

The LOCC has joined with the California State Association of Counties, the Institute for Local Government, and the Center for Collaborative Policy-CSU Sacramento, in collaborating together to create a discussion paper entitled “An Assessment of Collaborative Challenges and Possibilities for Emergency Services and Homeland Security at the Local Level” where cities and counties identify in detail the continuing confusion and conflicts created by the existence of OES and OHS in their current organizational configuration. The discussion paper recommends convening diverse statewide discussion groups to address emergency management and homeland security across all jurisdictions and levels of government and the need for including elected officials, the Legislature, the Governor’s Office and key associations such as the LOCC in these discussion groups.

Should AB 38 pass the Legislature and be signed into law by the Governor, this resolution states that the LOCC provide appropriate representation in any and all blue ribbon committees, etc., convened to ensure the effective implementation of AB 38. A letter is also to be sent to the Governor addressing the need for local government policy participation in this endeavor. AB 38 passed the Assembly on May 24 by a vote of 75-0, however it failed passage in the Senate Public Safety Committee on July 10 with reconsideration granted. Prior legislation in 2006, SB 1015 (Romero) died in the Assembly.

Recommended City Position: Approve. It is very important that local governments participate in the implementation of AB 38 should it become law. Terrorism is one of many threats that a jurisdiction faces, in addition to earthquake, fire, flood, hazmat spill, etc. That’s why it makes sense to put Homeland Security under OES at the State as proposed by AB 38. It also promotes an “all hazards” approach to emergency

management. On the practical side, it is much easier to deal with one organization than two; this also helps ensure that we don't duplicate processes, training and so on.

Coordination: Office of Emergency Services and the City Attorney's Office.

July 23, 2007

TO: Mayors, City Managers and City Clerks
League Board of Directors
General Resolutions Committee Members
Members, League Policy Committees to Which Resolutions Are Referred

RE: Annual Conference Resolutions Packet
Notice of League Annual Meeting

Enclosed please find the 2007 Annual Conference Resolutions packet.

Annual Conference in Sacramento. This year's League Annual Conference will be held September 5-8 at the Sacramento Convention Center. The conference announcement has previously been sent to all cities and we hope that you and your colleagues will be able to join us. More information about the conference is available on the League's website at www.cacities.org/ac. We look forward to welcoming city officials to the conference.

Annual Business Meeting - Saturday, September 8, 8:30 a.m. The League's Annual Business Meeting will be held at the Hyatt Regency Hotel, located across from the Sacramento Convention Center.

Resolutions Packet. At the Annual Conference, the League will consider the four resolutions introduced by the deadline, Friday, July 6, 5 p.m., for submittals by regular mail, or Saturday, July 7, midnight, for submittals by email or fax. These resolutions are included in this packet. We request that you distribute this packet to your city council.

We encourage each city council to consider the resolutions and to determine a city position so that your voting delegate can represent your city's position on each. A copy of the resolutions packet is posted on the League's website for your convenience: www.cacities.org/resolutions.

This resolutions packet contains additional information related to consideration of the resolutions at the Annual Conference. This includes the date, time and location of the meetings at which resolutions will be considered.

Voting Delegates. Each city council is encouraged to designate a voting delegate and two alternates to represent their city at the Annual Business Meeting. A letter asking city councils to designate their voting delegate and two alternates has already been sent to each city. Copies of the letter, voting delegate form, and additional information are also available at: www.cacities.org/resolutions.

Please Bring This Packet to the Annual Conference
September 5-8 — Sacramento

V
2007 ANNUAL CONFERENCE RESOLUTIONS

RESOLUTION REFERRED TO ADMINISTRATIVE SERVICES POLICY COMMITTEE

**1. RESOLUTION RELATING TO THE RENEWAL OF THE LEAGUE
GRASSROOTS NETWORK PROGRAM**

Source: League Board of Directors
Referred to: Administrative Services Policy Committee
Recommendation to General Resolutions Committee:

WHEREAS, until 2004 the cities of California were faced with continual actions by the legislature and the administration to take city revenues and use those revenues to counter deficits in the state general fund; and

WHEREAS, this repeated action by the legislature and the administration seriously threatened the ability of local government to deliver essential public services to local communities; and

WHEREAS, in 2001 the Board of Directors and membership of the League of California Cities took actions to strengthen the effectiveness of the League and to prevent the year-after-year erosion of local public services; and

WHEREAS, the membership of the League overwhelmingly supported the establishment of the League's Grassroots network program and the accompanying dues increase to hire and support 15 new, professional grassroots staff positions in the organization; and

WHEREAS, the Grassroots network program in the League has been a key factor in the League's efforts to secure passage of Proposition 1A in 2004 that placed an effective constitutional restraint against the state continuing to take local government revenues to help meet state fiscal problems; and

WHEREAS, the League grassroots network program has been effective in other statewide ballot measures battles including Proposition 42 in 2002, protecting transportation money for transportation purposes; and Proposition 46 in 2002, enacting a statewide bond measure for affordable housing; and the most recent defeat in 2006 of Proposition 90 that threatened to squander taxpayer money and negate local land use decision-making authority; and

WHEREAS, the League grassroots network program has proven to be an effective tool in support of the League's legislative program; and

WHEREAS, the League's grassroots network program is known as one of the preeminent grassroots programs in the country; and

WHEREAS, Article XVII, Section 3 (c) of the League bylaws provides that the membership of the League shall be asked to vote before December 31, 2007 on the continuation of the Grassroots program beyond December 31, 2008; and

WHEREAS, the League Board of Directors desires to hold this election at the Annual Business Meeting of the League scheduled to be held in on September 8, 2007 in conjunction with the 2007 Annual Conference in Sacramento; and

WHEREAS, the League Board of Directors respectfully urges each city to support continuation of the grassroots network program because of its proven effectiveness; and

WHEREAS, the extension of the grassroots network program will not cause a dues increase for cities since support for the program is now part of the base budget of the League of California Cities; now, therefore, be it

RESOLVED, by the General Assembly of the League of California Cities, assembled in Annual Conference in Sacramento, September 8, 2007, that the Grassroots Network Program, first established by the member cities of the League of California Cities in 2001, be continued and operated in accordance with the bylaws of the League of California Cities.

////////

Background Information for Resolution #1

Source: League Board of Directors
Title: Resolution Relating to Renewal of League Grassroots Network Program

Background:

In 2001, the League membership voted to approve a new grassroots program for the League of California Cities. The program was designed to support the League's advocacy efforts by adding a new grassroots field staff. The membership dues increase approved in 2001 to support the grassroots program was used to hire 15 new professional positions around the state. This grassroots staff is directed to organize and strengthen the voice of city officials when advocating on behalf of city interests at the state capitol and in Washington DC. They are charged with media outreach in their regions, building coalitions with other organizations that have an interest in the public services provided by cities and ensuring that the messages delivered by city officials are on point and effective.

When the program was approved in 2001, there was a sunset provision built into the program. This sunset provision requires that a vote of the League membership be taken in 2007 in order to continue the League grassroots program. That vote has been scheduled at the 2007 League Annual Conference in Sacramento and this resolution is the vehicle to take that vote. If the membership approves this resolution, the grassroots program will continue. If the membership disapproves the program, the program will be terminated no later than the end of December, 2008.

Membership Surveys:

The League has engaged an independent research firm to conduct confidential surveys to test the League membership support for the program, as well as the support for the League's legislative and ballot measure activities. The most recent survey was taken in 2007. Randomly selected mayors, council

members and city managers were asked to complete the survey. Responses were received from 467 city officials, a strong 31% response rate. Some of the key findings were:

- City Officials are more involved with the League than they were in 2004
- Nine in ten members rate the job the League is doing as excellent or good.
- Email is the preferred communication vehicle for receiving information on grassroots action.
- Seven in 10 respondents are familiar with their regional representative.
- Compared to five years ago, (prior to the grassroots program) 84% of respondents feel that their efforts on pending legislation and state budget issues have become more effective.

Grassroots Activities:

In its relatively short existence, the League grassroots program has been a key element in the League's advocacy on behalf of California's cities. Grassroots activities include:

- **State Budget Deliberations.** The grassroots program played a significant role in preventing legislative efforts to prevent state takeaways of local government revenues during the 2002 state budget process.
- **Proposition 1A (2004).** The grassroots program was focused on building a strong coalition of supporting organization and community groups as well as media support for a measure to constitutionally protect city revenues from state takeaways.
- **Proposition 65 Signature Gathering.** The League grassroots staff coordinated a highly successful, volunteer signature gathering effort that qualified Proposition 65 for the 2004 general election ballot. This measure was used to leverage the passage of the measure by the legislature that ultimately became Proposition 1A.
- **Infrastructure Bonds.** The League grassroots program was also directed at both the legislative passage of the largest infrastructure bond packages ever passed in the nation, as well as the campaign to secure voter approval of Proposition 1A-E and Proposition 84.
- **No on Proposition 90 Campaign.** The League's grassroots program led the field operations in the campaign to defeat Proposition 90 on the November ballot. This measure was a destructive proposal designed to cripple local government land use authority.

Sponsorship:

This resolution is sponsored by the Board of Directors of the League of California Cities.

>>>>>>>>>>

RESOLUTION REFERRED TO COMMUNITY SERVICES POLICY COMMITTEE

2. RESOLUTION RELATING TO HEALTHY AGING

Source: Community Services Policy Committee

Referred to: Community Services Policy Committee

Recommendation to General Resolutions Committee:

WHEREAS, according to the Brookings Institute, the aging U.S. population will begin to mushroom when the leading edge of the large baby-boom generation – born between 1946 and 1965 -- reaches the age of 65 in the year 2011; and

WHEREAS, any discussion of the changing senior population must also include the World War II generation, born between 1936 and 1945, whose members are currently entering the 65-and older category; and

WHEREAS, according the Brookings Institute, California and Florida have large existing senior populations, and will experience gains of more than 500,000 seniors during the 2000 to 2010 period; and

WHEREAS, the health of a community thrives when all of its residents, from youth to seniors are healthy and active; and

WHEREAS, in order to preserve the quality of life and health of seniors, cities need to be actively involved and have the necessary information and tools to assist with the changing senior population which includes the baby boomers and the World War II generation; and

WHEREAS, cities may address quality of life through existing programs that address issues such as “fall preventions” by implementing programs similar to the “Down with Falls Coalition of Orange County” and others which were created to conduct countywide fall prevention needs assessments and create 3-5 year strategic plans to address the issue; and

WHEREAS, cities may plan for universal housing to emphasize the importance of independent living designs that may include reinforced towel bars, ADA compliance and short distance transportation; and

WHEREAS, cities may be involved with programs to address active senior living including intergenerational programs such as mentoring that help to improve the quality of life for seniors and youth in a community; now, therefore be it

RESOLVED, by the General Assembly of the League of California Cities assembled in Annual Conference in Sacramento, September 8, 2007, that the League examine programs, infrastructure and funding for California cities addressing the aging population; and, be it further

RESOLVED, that the issue of planning for an aging population will be supported by the League through education and conference programming to share ideas and develop a dialogue with elected officials throughout the state.

//////////

No Background Information Submitted for Resolution #2

>>>>>>>>>>

**RESOLUTION REFERRED TO HOUSING, COMMUNITY & ECONOMIC DEVELOPMENT
POLICY COMMITTEE**

**3. RESOLUTION RELATING TO APPLYING 300 FOOT DISTANCE SEPARATION
FOR ALL NEW RESIDENTIAL CARE FACILITIES**

Source: City of Los Angeles
Referred to: Housing, Community and Economic Development
Recommendation to General Resolutions Committee:

WHEREAS, the intent of existing federal and state law is to offer housing and care facility options for the elderly, mentally and physically handicapped persons, and others in need of care in residential surroundings. The proposed legislative amendments are not intended to place undue restrictions on residential care facilities with six or fewer people. However, the placement of an unlimited number of facilities within close proximity of one another could lead to an over concentration of residential care facilities and thereby significantly alter the very residential character that these homes are seeking; and

WHEREAS, in 2006 the League supported legislation such as Assembly Bills 3005, 3006, and 3007 (Emmerson) to provide more regulatory authority to cities regarding the location of alcohol and drug abuse recovery treatment facilities, and increase public awareness of the location of those public facilities, but these bills were not enacted, and it became apparent that State legislation would only be feasible in the area of the 300 foot distance separation for certain categories of residential care facilities; and

WHEREAS, there is a growing problem of more senior residential care facilities for six or fewer people being concentrated in neighborhoods in excessive amounts; and

WHEREAS, this problem has been aggravated by differing Health and Safety Code provisions (see chart attached, 1500, 1520.4, 1520.5, 1527, 1566, 1568, 1569 and 11834) for differing types of residential care facilities (alcohol or drug abuse recovery/treatment facilities; adult residential; group homes; and residential care facilities for the elderly) for six or fewer people, all of which are regulated by a number of State agencies, and all of which are preempted from local regulation per State and federal law; and

WHEREAS, there is no intent to stop the creation of housing and care facilities for six or fewer people, there is a strong need to apply one state law to all such residential care facility arrangements fairly and equitably, and this state law is the one establishing the over-concentration formula of not siting one such facility within 300 feet of another; while this distance threshold exists for some residential care facilities, it does not for all of them, and therein lies a powerful aggravation of the over-concentration situation; now, therefore, be it

RESOLVED, by the General Assembly of the League of California Cities, assembled in Annual Conference in Sacramento, September 8, 2007, that the League support state legislation to require a 300 foot distance separation for all new residential care facilities.

//////////

Background Information on Resolution #3

Source: City of Los Angeles, Councilmember José Huizar
Title: Resolution Relating to the 300-Foot Over-Concentration Criteria for Residential Care Facilities Serving Six or Fewer People

Background:

In the state of California, a residential care facility serving six or fewer people is considered a family use and is exempt from local land use jurisdiction. To prevent over-concentration, the State requires that certain types of residential care facilities serving six or fewer people be located at least 300 feet from another like facility.

However, existing over-concentration criteria do not apply to all types of residential care facilities serving six or fewer people, and do not cross over from category to category of facility (*see attached chart*). Therefore there are no checks in place on the *overall* concentration of different types of six-person residential care facilities in one area.

For example, currently, a senior care facility located at one end of a residential street could be joined by an adult residential care facility two doors down, with a group home next door to that, and so on, because over-concentration criteria do not currently apply to all types of residential care facilities, and what criteria do exist are not applied across the various residential care facility categories.

This proposal focuses on the fact that currently the 300-foot rule applies only to some types of residential care facilities, and that it should apply to any and all types of new residential care facilities serving six or fewer people which may desire to locate in close proximity to another.

As policy makers, we need to look at the big picture, considering not only the impact of one type of facility near another facility of the same type, but also the potential cumulative effect of a number of different types of 6-bed residential care facilities in one area. This is a statewide concern with which municipalities throughout the State of California are concerned and seek to address.

Care facilities have a place in residential neighborhoods in order to offer quality care in family-style environments. Unless we apply uniform and consistent over-concentration criteria for all types of residential care facilities for six or fewer people, we risk denigrating the very residential character these facilities seek to offer to those they serve.

By applying the existing 300-foot criteria uniformly and fairly across the board, we will preserve and protect the residential character that these facilities seek and which the State legislation encourages, while ensuring the intent of the law is matched by the implementation of it.

Regulations*	Licensing Agency	Overconcentration**	Notice
--------------	------------------	---------------------	--------

Facility

Adult Residential
(Adult residential care)

Section 1566	State Department of Social Services	Yes	Yes
--------------	-------------------------------------	-----	-----

Foster Care
(Children with special needs or removed from home)

Section 1500 Section 1520.5	State Department of Social Services	No	No
--------------------------------	-------------------------------------	----	----

Group Home
(Home for Children)

Section 1502.4	State Department of Social Services	Yes	Yes
----------------	-------------------------------------	-----	-----

Residential Care for Chronically Ill
(Adults with AIDS or HIV)

Section 1568	State Department of Social Services	No	No
--------------	-------------------------------------	----	----

Residential Care for the Elderly
(Home for seniors 60 years or older)

Section 1569 Section 1520.5	State Department of Social Services	No	No
--------------------------------	-------------------------------------	----	----

Small Family Homes
(Care for children with Special Disabilities)

Section 1527	State Department of Social Services	Yes	Yes
--------------	-------------------------------------	-----	-----

Transitional Housing Placement
(Child. that are at least 17 yrs old)

Section 1566 Section 1520.5(g)	State Department of Social Services	No	No
-----------------------------------	-------------------------------------	----	----

Alcoholism and Drug Abuse
(detox, educational sessions and recovery)

Section 11834.2 Section 11834.25	State Depart. of Alcohol and Drug Programs***	No	No
-------------------------------------	---	----	----

Sober Living
(Alcohol and drug free houses)

Not Applicable	No license required	No	No
----------------	---------------------	----	----

* California Health and Safety Code

** Overconcentration means siting a like facility (same services) within 300 feet of another.

*** ADP, Residential and Outpatient Programs Compliance Branch www.adp.ca.gov

>>>>>>>>>>

RESOLUTION REFERRED TO PUBLIC SAFETY POLICY COMMITTEE

**4. RESOLUTION RELATING TO THE IMPLEMENTATION OF A.B. 38;
ESTABLISHING A NEW “DEPARTMENT OF EMERGENCY SERVICES
AND HOMELAND SECURITY”**

Source: Public Safety Policy Committee
Referred to: Public Safety Policy Committee
Recommendation to General Resolutions Committee:

WHEREAS, California emergency management and public safety professionals have for the past several years, expressed concerns over the redundant and conflicting roles and responsibilities of the Governor’s Office of Emergency Services, and the Office of Homeland Security; and

WHEREAS, in May 2006 the League Board of Directors voted to support the Legislative Analyst Office’s recommendation to establish the Office of Homeland Security (OHS) as a division within the Office of Emergency Services (OES); and

WHEREAS, in December 2006, Assembly Member Nava introduced A.B.-38, which consolidates the Office of Emergency Services (OES) and the Office of Homeland Security (OHS) into a new cabinet-level Department of Emergency Services and Homeland Security, responsible for overseeing and coordinating emergency preparedness, response, recovery, and homeland security activities; and

WHEREAS, the League of California Cities has joined with the California State Association of Counties, the Institute for Local Government, and the Center for Collaborative Policy-CSU Sacramento, in promulgating a Discussion Paper entitled “An Assessment of Collaborative Challenges and Possibilities for Emergency Services and Homeland Security at the Local Level,” wherein cities and counties identify in detail the continuing confusion and conflicts created by the existence of OES and OHS in their current organizational configuration; and

WHEREAS, the Discussion Paper recommends convening diverse statewide discussion groups to address emergency management and homeland security issues across all jurisdictions and levels of government; and

WHEREAS, the Discussion Paper specifies the need for participation of elected officials, the Legislature, the Governor’s staff, and key associations such as the League of California Cities, in these discussion groups; now, therefore, be it

RESOLVED, by the General Assembly of the League of California Cities, assembled in Annual Conference in Sacramento, September 8, 2007; that the League provide appropriate representation in any and all blue ribbon committees, working groups, and other forums convened to ensure the effective implementation of A.B. 38; and, be it further

RESOLVED, that the League of California Cities send a letter to the Governor addressing in detail, the need for local government policy participation in this important endeavor.

//////////

Background Information on Resolution #4

Source: Public Safety Policy Committee

Title: Resolution Relating to the Implementation of A.B. 38; Establishing a New "Department of Emergency Services and Homeland Security"



MAY 2nd, 2007

Subject: *Discussion Paper: An Assessment of Collaborative Challenges and Possibilities for Emergency Services and Homeland Security at the Local Level*

Dear Mr. Henry Renteria, Director, Governor's Office of Emergency Services:

We are pleased to submit to you an advance copy of our *Discussion Paper: An Assessment of Collaborative Challenges and Possibilities for Emergency Services and Homeland Security at the Local Level*. It was prepared by the Center for Collaborative Policy, California State University, Sacramento (CCP) in collaboration with the Institute for Local Government's Collaborative Governance Initiative (ILG). The California State Association of Counties (CSAC) and the League of California Cities (LCC) have recently joined in partnership with CCP and ILG to address the topics and findings outlined in the Discussion Paper. It reports the results of a focus group of expert participants involved with state and local emergency management and homeland security programs, with subsequent interviews completed in 2006. CCP and ILG facilitated this process. Drafts of the Discussion Paper were reviewed by all expert participants.

The purpose of this Discussion Paper is to help state and local governments better address the complexities of emergency services and homeland security through the use of the emerging and relevant tools of collaborative planning, management and problem solving, multi-stakeholder consensus building, and strategies for public involvement. While this assessment does not evaluate a specific program, it presents expert participants' insights on where public participation and collaborative techniques have potential to support the challenges faced by state and local emergency managers. The CCP/ILG paper also presents the recommendations drawn from these insights. The goal is to provide a basis for interested organizations to discuss how to respond the identified challenges

Because many of the items outlined in the Discussion Paper address intergovernmental coordination, we feel it is important that your agency be aware of its findings and take part in meaningful discussion of its recommendations.

Please take the opportunity to review the paper and its findings. Our organizations hope to meet with you to discuss the possibility of next steps for the paper's recommendations and to strategize how to move forward with its public release. A follow-up contact will be made in the near future to explore opportunities for a joint meeting. In the meantime, please feel free to contact Adam Sutkus, Senior Mediator & Project Manager at CCP: 916.323.8409.

Thank you for taking time to review the Discussion Paper. Our organizations look forward to beginning a conversation with you on ways we can work together to improve emergency services and homeland security at the local level.

Sincerely,

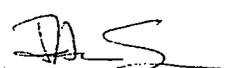
Lisa Beutler
Associate Director

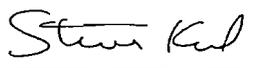
JoAnne Speers
Executive Director

Steve Keil
Interim Executive Director

Chris McKenzie
Executive Director


Center for
Collaborative Policy


Institute for Local
Government


California State
Association of Counties


League of California
Cities

###