

November 4, 2021 (Agenda)

Local Agency Formation Commission
105 East Anapamu Street
Santa Barbara CA 93101

Process to Appoint a Regular and Alternate Public Member LAFCO Commissioner to the Commission

Dear Members of the Commission

RECOMMENDATION

It is recommended that the Commission authorize the process for selecting the regular and possible alternate Public Members to serve on LAFCO.

DISCUSSION

The Santa Barbara Local Agency Formation Commission (LAFCO) is selecting a Regular and possibly an Alternate Public Member to serve on the Commission. LAFCO is an independent government agency charged with encouraging the orderly formation and development of local governmental agencies, preserving agricultural and open space resources, discouraging urban sprawl, and encouraging the efficient provision of local government services. The State Law that governs LAFCO is the Cortese-Knox-Hertzberg Act. The Commission is composed of seven voting members representing local government and the public: two members are from the County Board of Supervisors, two members represent the City Councils, two members represent Special Districts, and one representative serves as the Public Member.

The Public Member is selected by the other Commission members who serve on the Commission. The currently serving Public Member does not participate in the voting for the Public Member. To be elected to the Commission as a Public Member an applicant must receive at least one vote from each Commissioner Category. In other words, at least one vote from a City, County and Special District commissioner is needed to be elected to the Commission.

The Cortese-Knox-Hertzberg Act allows the current Public Member to serve until the selection process is completed. This means that current Alternate Public Member, Shane Stark, may sit on LAFCO until the selection process is concluded by the Commission.

Process

Authorizing the selection process would include the following steps:

1. Authorize the opening of the application period. Santa Barbara LAFCO should authorize the Executive Officer to open the application period for interested persons to apply for the regular and alternate Public Members. The notice is proposed to be a 30-day period and would be sent out on November 8, 2021 with a closing date of December 8, 2021.
2. Authorize sending the notice for the public position to the City Clerks and District's General Managers via email and posting a notice in the newspaper.
3. Authorize the appointment of an Ad-Hoc Committee for initial interviews of the candidates on December 17, 2021. Final interviews and selection would occur at the January 6, 2022, LAFCO meeting.
4. The Cortese-Knox-Hertzberg Act allows the Commission to take action on the appointment after a minimum of a 21-day notice period.

Candidate Criteria

- Interested individuals must be residents of Santa Barbara County and be able to regularly attend LAFCO meetings which are held on the first Thursday of each month at 1:00 pm.
- The individuals selected cannot be a current officer or employee of the County, a City or Special District within the county.
- Previous involvement in or experience with local government service and growth issues in Santa Barbara County is helpful.
- The public member is considered a public official and is required to file a standard financial disclosure statement annually with the California Fair Political Practices Commission. Candidates for the position have completed the attached application form and resume indicating applicable experience and qualifications.
- Both four-year terms would end March, 2025. The regular Public Member appointed would serve as a "voting member". The alternate serves on the Commission when the regular member cannot attend or participate in a meeting.

The notice for the public positions will be sent to the City Clerks and District's General Managers via email. The Commission may take action on the appointment after the 21-day notice period. The process is consistent with the Cortese-Knox-Hertzberg Act as described in Government Code Section 56325 (d).

Attachments

Attachment A Notice to Clerks, General Managers, and Media

Attachment B Public Member Application Form

Please contact the LAFCO office if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "M. Prater".

Mike Prater
Executive Officer

SANTA BARBARA LOCAL AGENCY FORMATION COMMISSION

NOTICE OF PUBLIC AND POSSIBLE ALTERNATE PUBLIC MEMBER VACANCY

NOTICE IS HEREBY GIVEN that the Santa Barbara Local Agency Formation Commission (LAFCO) is selecting a Regular and possible Alternate Public Members to serve on the Commission. LAFCO is an independent government agency charged with encouraging the orderly formation and development of local governmental agencies, preserving agricultural resources, discouraging urban sprawl, and encouraging the efficient provision of local government services. The key State Law that governs LAFCO is the Cortese-Knox-Hertzberg Act as well as other laws. The Commission has the authority to approve or disapprove all annexations of land to and from Cities and Special Districts in Santa Barbara County.

LAFCO has the authority to approve or disapprove the incorporation of new Cities and the formation of new Special Districts. LAFCO also establishes Spheres of Influences (a 20-year growth boundary) for all Cities and Special Districts in the County. The Commission is composed of seven voting members representing local government and the public: two members are from the County Board of Supervisors, two members represent the City Councils, two members represent Special Districts, and one representative serves as the Public Member.

The Public Member is to be selected by the six other Commission members at the January 6, 2022 LAFCO meeting. **The Application Form and Resume are due by 5:00 p.m. on December 8, 2021.** Both four-year terms end in March 1, 2025. The regular public member appointed would serve as a “voting member”. The alternate member serves as the “voting member” when the regular member cannot attend the meeting. Regular LAFCO meetings are scheduled every month on the first Thursday at 1:00 p.m. LAFCO rotates our meetings between the Board of Supervisors hearing room, located at 105 East Anapamu Street, Fourth Floor, Santa Barbara, California, and the Board of Supervisors hearing room in the Betteravia Government Center at 511 Lakeside Parkway, Santa Maria, with special meetings held as needed. The current alternate member is Mr. Shane Stark and has expressed interest in being appointed.

Interested individuals must be residents of Santa Barbara County and be able to regularly attend LAFCO meetings. The individuals selected cannot be a current officer or employee of the County, a City or Special District within the County. Previous involvement in or experience with local government issues in Santa Barbara County is helpful. The public member is a public official and is required to file a standard financial disclosure statement annually with the California Fair Political Practices Commission.

Candidates for the position must complete an application form and provide a resume indicating applicable experience and qualifications. Application forms are available at the LAFCO office or online at www.sblafco.org. Application materials must be received by Santa Barbara LAFCO office at 105 East Anapamu Street, Santa Barbara CA 93101, on or before Wednesday, December 8, 2021 at 5:00 pm. The application may be submitted via e-mail to LAFCO Executive Officer, Mike Prater at lafco@sblafco.org. For more information, please contact Mr. Prater at 805-568-3391 or by e-mail at lafco@sblafco.org. Thank you for your interest.

Initial interviews by the selected Ad-Hoc Committee will be held on Friday, December 17, 2021. Final interviews and selection would occur at the January 6, 2022, LAFCO meeting at 1:00 p.m. in the Board of Supervisors Hearing Room, 105 East Anapamu Street, Fourth Floor, Santa Barbara, California, to consider an appointment to fill a Regular Public Member vacancy. In the event that the Commission appoints the Alternate Public Member to fill the Regular Public Member vacancy, there may be an appointment to fill the Alternate Public Member vacancy. Both appointments would be for the unexpired terms that end on March 1, 2025.

Remote Testimony is Permitted - Persons may address the Commission in person or by using the remote video testimony system in the Board of Supervisors hearing room in the Betteravia Government Center at 511 Lakeside Parkway, Santa Maria. A Zoom link will also be available.

Disclosure of Campaign Contributions – LAFCO Commissioners are disqualified and are not able to participate in proceedings involving an “entitlement for use” if, within the 12 months preceding the LAFCO decision, the Commissioner received more than \$250 in campaign contributions from the applicant, an agent of the applicant or a financially interested person who actively supports or opposes the LAFCO decision on this matter.

Those who have made such contributions are required to disclose that fact for the official record of the proceedings. Disclosures must include the amount of the contribution and the recipient Commissioner and may be made either in writing to the Executive Officer of the Commission prior to the hearing or by an oral declaration at the time of the hearing.

The foregoing requirements are set forth in the Political Reform Act of 1974, specifically in Government Code section 84308.

Disability Accommodations - Persons with a disability who require any disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the meeting are asked to contact the LAFCO office at least three (3) days prior to the meeting by telephone at 805.568.3391 or by email at lafco@sblafco.org.

Additional information. – Additional information regarding items to be considered at the meeting may be obtained by contacting the LAFCO office at 105 East Anapamu Street, Santa Barbara CA 93101 or by calling 805/568-3391. The agenda and staff report for the hearing will be available at the LAFCO website at www.sblafco.org. 5 days before the hearing.

Dated this 8th day of November 2021

Mike Prater, Executive Officer
Santa Barbara LAFCO

LAFCO

Santa Barbara Local Agency Formation Commission
105 East Anapamu Street ♦ Santa Barbara CA 93101
805/568-3391 ♦ FAX 805/568-2249
www.sblafco.org ♦ lafco@sblafco.org

APPLICATION: PUBLIC MEMBER

Candidates for the position of Public Member must complete this application and provide a supplemental resume. All application materials must be received by Santa Barbara LAFCO, 105 East Anapamu Street, Santa Barbara, CA 93101, on or before November 8, 2021.

Also, you may email your application to lafco@sblafco.org.

DATE: _____

NAME: _____

ADDRESS: _____

PHONE: _____

E-MAIL: _____

PRESENT OCCUPATION: _____

Please consider this application for: Regular Member Alternate Member Either Position

Are you an officer or employee of the County, a City or Special District within Santa Barbara County or another local agency? _____

Due to your current employment or occupation, do you anticipate any conflicts of interest regarding decisions you will be asked to make as a LAFCO Member? If so, please explain.

ORGANIZATION MEMBERSHIP(S): _____

TWO (2) REFERENCES (NAME AND PHONE):

Signature

Date

ATTACHMENT B