

**City of Culver City, California
Agenda Item Report**

Meeting Date: <u>08/17/09</u>		Item Number: <u>A-1</u>	
CITY COUNCIL AGENDA ITEM: Consideration of the City's Position on Resolutions for the 2009 League of California Cities Annual Conference – September 16-18 in San Jose - and Naming of a Voting Delegate and Alternate Voting Delegate for the Conference.			
Contact Person/Dept.: Shelly Wolfberg		Phone Number: (310) 253-6008	
Fiscal Impact: Yes ☐ No ☒		General Fund: Yes ☐ No ☒	
Public Hearing: ☐		Action Item: ☒	Attachments: ☒
Commission Action Required: Yes ☐ No ☒		Date: _____	
Public Notification: (E-Mail) Meetings and Agendas - City Council (08/12/09)			
Department Approval: Martin R. Cole (08/10/09)		City Attorney Approval: Carol Schwab (by H. Baker) (08/12/09)	
Chief Financial Officer Approval: Jeff Muir (by M. Noller) (08/12/09)		City Manager Approval: Mark Scott (08/12/09)	
 <u>RECOMMENDATION:</u> Staff recommends that the City Council consider the City's position on Resolutions for the 2009 League of California Cities (League) Annual Conference – September 16-18 in San Jose - and name a Voting Delegate and Alternate for the Conference. <u>BACKGROUND/DISCUSSION:</u> As in previous years, the League encourages each City Council to designate a Voting Delegate and Alternate to represent their city at the Annual Business Meeting. On June 5, 2009 the League sent a letter asking city councils to designate their Voting Delegate and Alternate Voting Delegate (Attachment 1). The League invites city participation in this annual League meeting to help develop League policy. August 21, 2009 is the deadline to have the City Council designate a voting delegate and up to two alternates. Policy development is a key part of the League's legislative effectiveness. The League's Annual Conference Resolutions process is one way that city officials can directly participate in the development of League policy. As a matter of practice, the League President refers resolutions to the League policy committees for review and recommendation at the Conference. Resolutions are next considered by the General Resolutions Committee (GRC), which consists of representatives from each division, department, policy committee and individuals appointed by the League President. Resolutions that are approved by the GRC and resolutions that are approved by the policy committees, but not approved by the GRC, are next			

City of Culver City, California
Agenda Item Report

considered by the General Assembly. Resolutions approved by the General Assembly become League policy. Other action on resolutions can be: Amend; Disapprove; No Action; or Refer Back to a Policy Committee.

Resolutions to address late-breaking issues may be introduced by petition at the Annual Conference. To qualify, a petitioned resolution must be signed by 10 percent of the voting delegates (48 voting delegates) and submitted no more than 24 hours before the beginning of the concluding general assembly. All qualified petitioned resolutions are considered by the GRC and subsequently forwarded to the General Assembly for consideration, regardless of the action recommended by the GRC.

At the Annual Conference, League Delegates will consider two resolutions introduced by the July 17, 2009 deadline, which are included in Attachment 2 and summarized below. The League encourages each City Council to consider the resolutions and to determine a city position so that the Voting Delegate and Alternate can represent its city's position on each Resolution. The following is a summary of the Resolutions:

1. Resolution Related to Social Host Liability – Adoption of this Resolution would resolve that the League:
 - a. Support policies that hold social hosts responsible for underage drinking that occurs on property under their possession, control, or authority; and
 - b. Oppose policies that make it easy for those who are underage to access alcohol through adults, and on private property.

Relevance to Current Council Adopted Legislative Advocacy Program (2008):

The Legislative Advocacy Program (Advocacy Program) primarily addresses the types of position the City Council may take with regards to types of legislation, relating to various subject areas. While staff was able to find some limited guidance from the Advocacy Program, the Advocacy Program does not directly address this issue. Additionally, staff was unable to find this type of situation occurs in Culver City with a significant need for enforcement action. Also, there are existing laws, both State and local, that would most likely already apply to this type of situation which would allow enforcement action to be taken. Therefore, Staff recommends the City Council take no position on this resolution.

2. Resolution Urging City Governments and Others to Divest from Banks that Fail to Cooperate with Foreclosure Prevention Efforts– Adoption of this Resolution would resolve that the League:
 - a. Support the City of Los Angeles and other member cities to explore the potential divestiture of all deposits in banking and other financial institutions that fail to cooperate with foreclosure prevention efforts that include temporary moratoriums on foreclosures, renegotiation of mortgage

City of Culver City, California
Agenda Item Report

- principles to reflect current values, and good faith negotiations with mortgagees; and
- b. Support City retirement programs and other similar organizations which adopt a similar divestiture policy; and
- c. Request the National League of Cities to consider adoption of a similar resolution.

Relevance to Current Council Adopted Legislative Advocacy Program (2008):

The Advocacy Program has a position statement to oppose any legislation that would reduce the City's autonomy and flexibility in dealing with the financing of public service. It would appear that a support position may reduce the City's flexibility in this area. Staff recommends the City Council take no position on this resolution.

The City Council may take a position of support, oppose, or no position at all. The Voting Delegate or any City representative at the General Assembly meeting may also comment on the resolutions. These resolutions are not legislation; however there is a potential that they could become pieces of legislation in the future. The City Council could take a position on a bill at a later date, once more details are known.

Designation of a Voting Delegate and up to two Alternate Delegates

Staff recommends the City Council designate one of its members as the Voting Delegate and up to two of its members as the Alternate Delegates. The Voting Delegate (and either alternate if the Voting Delegate is not available) may cast the City's vote during the League's General Assembly held as part of the Annual Conference.

FISCAL ANALYSIS:

There is no fiscal impact to take positions on the Resolutions or to assign a Voting Delegate and Alternate Voting Delegate(s). However, at some point in the future, implementation of specific programs or projects as recommended in the resolutions may result in a financial impact to the City. As specific programs and/or projects arise, a fiscal analysis of implementing those programs/projects will be provided.

**City of Culver City, California
Agenda Item Report**

ATTACHMENTS:

1. June 5, 2009 League of California Cities Letter regarding Designation of Voting Delegate and Alternates for the 2009 League Annual Conference – September 16-18, San Jose.
2. July 24, 2009 League of California Cities Letter regarding 2009 Annual Conference Resolutions packet.

MOTION:

That the City Council:

1.A. **(Staff Recommendation) Take no position on the League of California Cities Resolution relating to social host liability;**

OR

1.B. **Adopt a City Position on the League of California Cities Resolution relating to social host liability; and,**

2.A. **(Staff Recommendation) Take no position on the League of California Cities Resolution relating to divesting from banks/financial institutions that fail to cooperate with foreclosure prevention efforts;**

OR

2.B. **Adopt a City Position on the League of California Cities Resolution relating to divesting from banks/financial institutions that fail to cooperate with foreclosure prevention efforts; and,**

3. **Designate _____ as the Voting Delegate for the 2009 League Annual Conference on September 16-18, 2009 in San Jose; and**

4. **Designate _____ as an Alternate Voting Delegate and _____ as an Alternate Voting Delegate for the 2009 League Annual Conference on September 16-18, 2009 in San Jose.**