

April 17, 2003

Honorable Mayor and Members of  
The Hermosa Beach City Council

Regular Meeting of  
April 22, 2003

**PENDING STATE LEGISLATION: SB100, DUNN; AB136, KEHOE;  
AB1221 STEINBERG; AND AB1652, NAKANO**

Recommendation:

That the City Council review the attached information for each of the bills now pending in the state legislature and consider taking a position on each of the bills as set forth below.

Background

The state legislature is concerning the listed bills. Each of these bills will have some impact on the city and this is an opportunity for the City Council to express its position on these proposed changes in state law. A letter over the Mayor's signature will be sent for each bill if approved by the City Council.

SB100 (Dunn) This bill would amend existing retirement law for local public safety members to provide for a 100% of final compensation as a retirement benefit. The present retirement benefit is 90%. This would take effect on 1/1/04 if enacted. The League of Cities has a neutral position on this bill. A copy of the proposed legislation is attached. A number of cities have taken a position in opposition to the bill. Staff recommendation: Opposition

AB136 (Kehoe) This bill would amend the state Labor Code concerning workers compensation for police officers, sheriffs, or firefighters to increase the present 1 year of "4850 time" to two years. "4850" is the labor code section that provides for the continuation of compensation while a police officer, or firefighter is unable to work due to a work related injury or covered illness. The League of Cities opposes this bill. This bill, if enacted, could have the impact of delaying the filling of safety positions until the two-year period has run. Staff recommendation: Opposition

AB1221 (Steinberg) This bill would change the distribution of sales tax and property tax to local governments. This would be a significant change and one that could have long-term impacts for the city. The League of Cities has taken an opposition to the bill unless amended to include constitutional protection of local government revenues included in such a major change. It would seem that this option could be considered as part of a larger overhaul of the state local fiscal relationship, but not as a separate action. Staff recommendation: Opposition unless amended as part of an overall approach to the fiscal crisis.

AB1652 (Nakano) This bill would amend the Public Utilities Code to provide for a change in the membership on the Los Angeles County Metropolitan Transportation Authority from 14 to 16 which would be two additional city members. The League of Cities is supporting this bill as a way to increase the voice of Los Angeles County cities in the decision making process of the MTA. The bill also contains a provision regarding how state mandated costs are paid to local governments and school districts. Staff recommendation: Support

There are a number of other bills that the legislature is considering that could have a great impact on the city and the ability of the city to deliver the services that our residents expect. Considering the fiscal crisis that the state is in it seems very odd that it is considering a number of bills that will increase the burden of both the state and local governments to provide services. I believe that it is important for the state representative to hear and understand the real concerns we have in making sure we have the ability meet the needs of our community.

Respectfully submitted,

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Stephen R. Burrell  
City Manager