

14-0002-563

MAY 09 2014
RULES, ELECTIONS & INTERGOVERNMENTAL RELATIONS

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state, or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, California faces an uncertain water future due to ongoing drought conditions; and

WHEREAS, Proposition 218, approved by voters in 1996, requires either a majority of property owners or a two-thirds vote of residents in a specific area to raise property related fees with exceptions for "sewer, water or refuse collection services;" and


WHEREAS, Despite the passage by the Legislature of the Proposition 218 Omnibus Implementation Act in 1997, there continues to be confusion over the Legislature's intent and which water projects are excluded from Proposition 218; and

WHEREAS, the Court of Appeals held in *Griffith v. Pajaro Valley Water Management Agency* that the definition of "water" in Proposition 218 was intended to include, among other things, projects for stormwater capture and use; and



WHEREAS, AB 2403 will provide much needed clarity for local governments by including all water sources such as stormwater and reclaimed water as exempt from Proposition 218 vote requirements; and

WHEREAS, AB 2403 will give local governments the funding tools to increase local water supplies and implement improvements in water quality that are especially necessary in this time of severe drought; and

NOW, THEREFORE BE IT RESOLVED that by the adoption of this Resolution the Los Angeles City Council with the concurrence of the Mayor, hereby includes in the City of Los Angeles 2013-2014 State Legislative Programs SUPPORT for the passage of AB-2403 in the form as described above.

PRESENTED BY: 
PAUL KORETZ
Councilmember, 5th District


MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY: 

MAY 09 2014

ORIGINAL