



OFFICIAL WORD

VOLUME 14, ISSUE 7

JULY 2013

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President's Message

We are City Clerks who value our contributions to democracy. As we prepare to celebrate July 4th, Independence Day let's reflect upon our independence. In 1875 William Bell Riley said, *"Standing, as we do today, upon the eminence of more than a century's growth, we can look back the way we have come and see more plainly than it ever appeared before that on the little hill just out of Boston the battle of the 17th of June 1775, changed, indeed, the front of the universe and set liberty so far in advance of tyranny that liberty will never be overtaken again. Children born in America since that day are heirs to all which that victory portended, and the further up the slope of centuries we go the richer will be our inheritance if we are wise and patriotic enough to appreciate, guard and defend the heritage that our fathers won and handed down."*



Nanci Lima, MMC
CCAC President

yielding that which is impossible to keep."

As we celebrate Independence Day with our families and friends, watching faces of wonder when the fireworks start exploding. We thank those who have fought and those still fighting to ensure our independence. We also, honor others who are fighting for their own independence for as Pearl S. Buck said; *"None who have*

always been free can understand the terrible fascinating power of the hope of freedom to those who are not free."

CEPO (Leadership Track for Clerks)

There are exciting changes happening with CEPO. In an earlier addition of the Official Word CEPO Institute Director Pamela Miller share the direction CEPO is moving. As we here at CCAC are saying you can't continue to do things the same way and expect to stay relevant and sustain the organization, neither can CEPO. They are embracing ways to sustain their organization and programming. I find the growth of CEPO exhilarating. Yes, those of us who just have to go to La Casa De Maria will still have the basic program we are used to. But think about it, CEPO is partnering with other leadership organizations such as Municipal Management Association of Northern California & Southern California (MMANC and MMASC) and offering programming sessions around the state instead of one or two locations and shorter sessions. This provides those clerks who can't be out of the office for a week at a time or can't afford the week

On July 2, 1776 the Continental Congress voted in favor of Virginian Richard Henry Lee's resolution for independence in a near-unanimous vote. That evening John Adams wrote to Abigail July 2 *"will be celebrated, by succeeding Generations as the great anniversary Festival"*. On July 4th the Congress formally adopted the Declaration of independence, largely written by Thomas Jefferson. The actual vote for independence took place on July 2 but July 4 became the day we celebrate American independence. (Who was their clerk?) Centuries later Queen Elizabeth II said; *"We lost the American Colonies because we lacked the statesmanship to know the right time, and the manner of*

(Continued on page 2)

Newly Designated

Congratulations to the following IIMC Members for achieving their designations!

Certified Municipal Clerk:

- o Jon Maginot, CMC, City of Los Altos
- o Ariel Hall, CMC, City of Eastvale
- o Rose Thomsen, CMC, City of Berkeley

Master Municipal Clerk:

- o Kathy Ward, MMC, City of Dana Point



Congratulations!

President's Message Cont.

long tuition, options. One or three day IIMC approved leadership training in locations that are close by and at significantly reduced costs is a win-win for CEPO and CCAC. These are all Institute trainings! GO CEPO!!!!

CCAC Board Report

The June Board meeting was a two-day meeting as your Board worked diligently to pass a balanced budget. We were able to balance our budget by an incremental increase in our dues of \$10. It is important to note that CCAC has not raised its membership fees in decades, and during that time the organization has experienced escalating costs (example: insurance costs, and travel), we have added additional services (example: web hosting, and additional professional services such as legal advice and accounting/auditing services), we have added additional scholarship awards, at the same time as we have lost interest income due to diminished interest rate returns due to the economic downturn. Recently, IIMC also approved an across the board \$10 increase to its membership fees.

A fee increase is not something that the Board takes lightly, as evidenced by the long length of time we have held membership fees stable. The Board felt there was sufficient justification to take this step this year, as all expenses are very tightly budgeted and there were no other places to cut.

The Board also approved a bylaw amendment for the 2014 election. I mentioned in my June article that we were examining the possible need for such an action. The proposed amendment is to address changes

need from the adoption of the financial policies, some comprehensive word changes and modifying our objections to more closely reflect the Association. In future editions of the Official Word each proposal will be fleshed out for the membership before the official notice next June.

Statewide CCAC Board Election

Ballots will be mailed for our Statewide CCAC Board election on July 9th. Make sure to mark your ballot and mail it in; as we want to demonstrate as election officials we are not complacent with our elections as the voters in our cities, counties, and nation have become. Get Out The Vote!!!!

League

League of California Cities Annual Conference is September 18-20, 2013 in Sacramento; make sure you register; CCAC will have a booth in the exhibitor's hall as we promote our profession. September 18th at 10 a.m. the City Clerk's Department of the League and CCAC will hold a joint meeting for the installation of officers. Following the meeting at 10:30 a.m. there is a City Clerk's workshop **Legislative Advocacy and Process – The Good, the Bad and the Ugly** (1 IIMC pt.); the cost of this workshop is \$100 and includes lunch. Register through the League's website.

New Law and Election Seminar is approaching fast December 4-6, 2013 in San Diego. The planning committee has been hard at work preparing a program. Early registration is available through the League's website.

Have a great 4th of July!

Legislative Director's Update

The Administrative Services Committee met on June 14, 2013 in Sacramento. Prior to the actual meeting, all members of the various policy committees received a special briefing on the Governor's pending budget.

Enterprise Zones

The budget trailer bill includes details of the Governor's proposal to eliminate the Enterprise Zone program and use the \$750 million on the following three programs: (1) exemption from State share of sales tax for purchase of manufacturing equipment, (2) new and more restrictive hiring tax credit program focusing on the poorest 25% census tracts, and (3) empowering the Governor's office of Business and Economic Development with broader authority to negotiate tax benefit packages with employers. While some of the new programs appear to be valuable, the League remains concerned with the elimination of an existing program that works for cities in order to fund a new program that is unknown at best. The Governor will need a 2/3 vote of the Legislature to eliminate the current Enterprise Zone program. The committees also received an update on the status of pending infrastructure bills, Proposition 39/Cap & Trade and the recommendations of the League Immigration Reform Task Force.

Public Records Act

There was an interesting provision in the proposed 2013-2014 budget pertaining to the Public Records Act (PRA). It recommended that the Legislature recast the PRA mandate provisions as optional best practices—eliminating the State's responsibility to reimburse local governments for these activities. Each year a local government would be required to either: (1) comply with the best practices or (2) announce at its first regularly scheduled public meeting that the local government will not meet the best practices. After facing intense scrutiny from the media outlets and public watchdog

groups, the Governor's office, as well as leaders in the Assembly and Senate, pledged their support for a "fix it" bill which restores the Public Records Act (PRA) mandate. In addition, several legislative members and the Governor indicated support for a Constitutional amendment further strengthening the PRA. The net effect of the politics surrounding this issue over the last few weeks for our profession was zero. We'll continue to adhere to requirements of the PRA as we have done in the past.

AB 1090

In the Administrative Services Policy Committee meeting, the Committee provided general direction to support AB 1090 (Fong). AB 1090 would make a person who violates the prohibition against being financially interested in a contract subject to administrative and civil fines and authorize the Fair Political Practices Commission (FPPC) to enforce these violations upon written authorization from the district attorney of the county. Previously the enforcement fell under the Attorney General's jurisdiction. While the Committee appreciated the ability to obtain relevant advice on this topic from the FPPC, they were cautious about the timing of FPPC responses based on previous experience with the agency. The Committees' concerns will be included in the letter of support. The FPPC City Attorney's group expressed similar benefits and concerns with the bill on a related conference call a few weeks ago.

Immigration Reform Principles

The Committee also unanimously approved the recommended immigration reform principles of the League's Immigration Task Force as presented. The four other policy committees to which the recommendations were presented also approved the same. The recommendations will now go back to the Task Force and Board for final approval. The

(Continued on page 4)



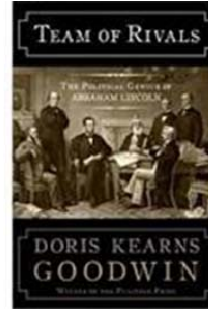
Randi Johi, JD, MMC
Legislative Director

Upcoming Athenian Dialogues

Go ahead and get your book now and start reading so you can join us for these great discussions on leadership:



'Lean In' by Sheryl Sandberg
Sacramento in August
Date will be announced soon
Hosted by Wendy Klock-Johnson
Watch ListServ for details



'Team of Rivals' by Doris Kearns
Goodwin
Saturday, October 19, 2013
Pacific Grove
Hosted by David Concepcion
Watch ListServ for details

Legislative Director's Update Cont.

approved immigration reform principles, patterned off of the National League of California Cities' resolution, are as follows:

1. Prompt Action Needed. Congress should move quickly to enact comprehensive reform of the current immigration laws with support of the Administration to implement the immigration laws effectively.
2. Consistent Federal Enforcement Required. The federal government should enforce its current immigration laws consistently and vigorously to eliminate illegal entry at the borders, visa overstays, working without proper documentation, and employing undocumented workers.
3. Increased Enforcement of Visa Laws Required. The federal government must increase enforcement of visa overstays through the full implementation and staffing of the US-VISIT and SEVIS programs.
4. Do Not Mandate Local Enforcement of Federal Immigration Laws. Local personnel, such as police officers, fire inspectors, educators, health personnel and social service personnel, should not be conscripted into federal service because the federal government has not adequately funded and staffed its immigration enforcement agencies; and the federal government must not transfer the responsibility of enforcing U.S. immigration laws to local personnel by making undocumented status in the U.S. a criminal offense.

5. Increase Worksite Enforcement; Modernize Verification System. The federal government must strengthen its worksite enforcement capacity and dramatically increase enforcement efforts at places of employment, as well as providing employers with a universal, reliable, effective, secure, non-discriminatory, and non-counterfeitable employee verification system, using the most up-to-date technology that will minimize fraud.

6. Provide Efficient Process for Securing Visas and Legal Permanent Residency. The federal government must increase its capacity and infrastructure to enforce the laws and provide efficient means for foreign nationals to obtain legal authorization for temporary visas or legal permanent residency.

7. Improve Process for Temporary Workers, and to Become Legal Resident or Citizen. The federal government must provide an appropriate, legal means of immigration, as is determined to be necessary and effective for the United States, for foreign nationals that want to work here temporarily, become legal permanent residents, or gain citizenship.

8. Provide Path to Legal Status and Citizenship With Strict Conditions. The federal government should establish a process whereby undocumented immigrants currently living in the United States may earn legalized status through payment of appropriate fees and back taxes, background

(Continued on page 5)

LCC Education and Conferences Update

Register for League of California Cities educational sessions and conferences at www.cacities.org/events

- **Save \$50 per person until June 28 – Register and book you housing for the Annual Conference & Expo**, September 18-20 in Sacramento. Go to www.cacities.org/AC to view the full schedule of conference events. Attendees must register for the conference before booking their hotel online with the League's discounted hotel block.
- City Clerk's Department Workshop at League's Annual Conference – Wed. Sept. 18 – 10:00 am – 2:30 pm (10:00 – 10:30 am Department Business Meeting) - \$100 (includes lunch)

Legislative Advocacy and Process – The Good, the Bad and the Ugly (1 CMC/MMC credit)

Participate in a "hands on" opportunity to write, advocate for, and ne-

gotiate the passage of a law applicable to local government and the City Clerk's Office. Explore the underlying principles and procedures shaping how bills are conceived, introduced, presented and managed through the legislative process to become law. Understand the various roles of the participants in the process including key staff, advocacy groups and the Legislature itself. Learn how to overcome challenges that threaten to defeat or derail good legislation and how to negotiate through bad ones.

- **Save the dates – December 4-6, City Clerks New Law and Elections Seminar** in San Diego. Have training funds left in FY 2012/2013? Although the announcement and housing will not be available until late summer, you can register for the conference between now and June 30 to utilize remaining training dollars. Contact the League Registrar, Megan Dunn at mdunn@cacities.org for more details.

Legislative Director's Update Cont.

checks, absence of criminal or gang activity, consistent work history, and meeting English and civics requirements; and that the immigrants who have earned such legal status should also be able to apply for citizenship through additional processes, as appropriate and practical, as long as they do not move ahead of applicants with proper documentation waiting to adjust their status or those waiting on lists in their home countries.

9. Assist Local Governments Affected by New Immigrants. The federal government should provide local governments with financial and technical assistance to alleviate the

local impact of new immigrants, including the costs of providing social services, health care, education, language services, and civic integration.

The final Administrative Services Policy Committee meeting for the current year will be held on September 18, 2013 at the League Annual Conference in Sacramento only if a resolution falling under the Committee's jurisdiction is submitted. The next League Board of Directors meeting will be held in San Diego on July 11-12, 2013.



Joann Tilton, MMC
Region IX Director

Region IX Director's Update

The Region IX Newsletter will be published in early July – please stay tuned for more updates and pictures from the Annual IIMC Conference and Board meeting in Atlantic City and news on what is going on throughout Region IX.

In the meantime, let us know what you are doing for fun this summer!

Joann Tilton, MMC
jtilton@ci.manteca.ca.us

Alice Attwood, MMC
Tonasket@nvinet.com

Central Division Meeting

Benefits and Dangers of the Claims Handling Procedures of the California Tort Claims Act

On July 18, 2013, Mitzi Ortiz, City Clerk of Lathrop, will be hosting the Central Division program, so mark your calendars and plan a carpool. Our presenter Michael Groff, JD, ARM, is a licensed Staff Attorney, Litigation Manager, and Risk Transfer Specialist for Bickmore Risk Services (BRS) in Sacramento, California. As a Litigation Manager

for general liability claims against public entities, Michael works closely with claims personnel and City Clerks in administering the California Government Tort Claims Act ("Act").

Central Division has reduced the program fee to \$20. We look forward to seeing you in Lathrop. RSVP to Jana Sousa at jana.sousa@losbanos.org by July 15. See Page 9 for registration form.

Save the Date

CCAC 41st Annual Conference
April 23-25, 2014



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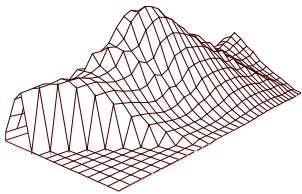
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Redistricting Services for Local Governments

Whether council members are elected at-large or by district, you, your city manager, and the council need to be aware of how 2010 Census results may affect your city and what state and federal laws pertain to redistricting.

- Cities that elect council members by district may need to redraw boundaries to equalize populations.
- Cities with at-large election systems may face challenges under the California Voting Rights Act.

We can help you: We evaluate current boundaries to see if they are in compliance; if they are not, we assist with the development of a new districting plan or plans, including maps and supporting data, and consultation with the county registrar of voters office regarding implementation of the adopted plan. We also help cities with the transition from election at-large to election by district.

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 Shelley Lapkoff
 510-540-6424
 Lapkoff@Demographers.com

Saratoga Office
 Jeanne Gobalet
 408-725-8164
 Gobalet@Demographers.com



WHAT: Central Division Meeting Hosted by the City of Lathrop

SPONSOR: 

WHEN: Thursday, July 18, 2013

COST: \$20.00

WHERE: City of Lathrop, City Hall
930 Towne Centre Dr.

PROGRAM: 9:30 AM – 1:30 PM
“Benefits and Dangers o the Claims Handling
Procedures of the California Tort Claims Act”
Program Presenter: Michael Groff, JD, ARM
Manager, Litigation Services
Education Points: .8 points CMC / MMC

LUNCH: Assorted sandwiches, garden salad, chips, and cookies.

RSVP: By **Monday, July 15, 2013**
Attn: Jana Sousa, City of Los Banos
Phone: (209) 827-7000 ext. 124 – Fax: (209) 827-7010
E-mail: jana.sousa@losbanos.org

_____ I will _____ will not attend the meeting

Name City Email

Name City Email

Name City Email

**PLEASE DON'T FORGET TO BRING A GIFT FOR OUR EDUCATION FUND RAFFLE,
IT'S FUN & SERVES A GREAT PURPOSE!**

2012/13 CCAC Board of Directors

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