

Section 28h

**Board of Supervisors, Lassen County, California
Resolution 90-90:**

**Requesting Inquiry into the Constitutionality of State Regional
Government (9/18/1990)**

RECEIVED
COUNTY OF LASSEN
PERSONNEL / HR MANAGEMENT

OCT 03 1990

RESOLUTION NO. 90-90 7,8,9,10,11,12,13,14,15,16

RESOLUTION OF THE LASSEN COUNTY BOARD OF SUPERVISORS
REQUESTING INQUIRY INTO THE CONSTITUTIONALITY
OF STATE REGIONAL GOVERNMENT

WHEREAS, the State of California has created and implemented specific types of regional government; and

WHEREAS, the State Legislature is proposing new regional government concepts that will assume the power and authority which traditionally has belonged to Municipal and County governments, and that will by-pass these traditional and constitutional bodies; and

WHEREAS, this new form of government is being created under different names such as Metropolitan Regions, City-County Consolidation Charters, Council of Governments (ABAG), Vision 2020, and specific legislation, such as AB 4242 which is presently being proposed at our state legislature. "AB 4242" would create regional development and infrastructure agencies at this time. This bill would specify that the plans, ordinances and regulations of local agencies shall be consistent with the regional plan and rules and regulations of the agency. All of these constitute "Regional Government" and pose a threat to local autonomy; and

WHEREAS, the members of the Lassen County Board of Supervisors deem it extremely important that the traditional rights, duties and responsibilities be retained by the County as that level of government most responsive to the needs of its citizens and the Board of Supervisors deems it important therefore to determine the constitutionality of the regional government concept.

NOW, THEREFORE, BE IT RESOLVED that the Lassen County Board of Supervisors does hereby request that legislative representatives, State Senator John Doolittle, Assemblyman Stan Statham, the Honorable Governor George Deukemejian, State Attorney General Van de Kamp and all other interested parties be directed to determine whether or not the various forms of regional government, either currently established, or as proposed to be established, are constitutional in the method of creation, the delegation of responsibilities and the equal representation requirements of the California and Federal Constitution; and

BE IT FURTHER RESOLVED, that it is requested that the process for any investigation be in the form of a Public Hearing to allow testimony and public participation regarding these issues; and

BE IT FURTHER RESOLVED, that the Lassen County Board of Supervisors be n record opposing regionalization.

The foregoing resolution was adopted at a regular meeting of the Board of Supervisors of the County of Lassen, State of California, held on the 18th day of September 1990, by the following vote:

AYES: Supervisors de Martimprey, Chapman, Gaither, Lemke

NOES: None

ABSENT: Supervisor Williams

ABSTAIN: None

John R. Gaither
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:

Section 11107, Section 11108 of the Governmental Code of the State of California and a copy of this document has been delivered to the Chairman of the Board of Supervisors, County of Lassen on

9-18-90

T Nagel
Clerk (Deputy Clerk) of the Board of Supervisors

Theresa Nagel
CLERK OF THE BOARD OF SUPERVISORS

I, THERESA NAGEL, Lassen County Clerk, and ex-officio clerk of the Board of Supervisors, do hereby certify that the foregoing resolution was adopted by the Lassen County Board of Supervisors on the 18th day of September, 1990.

CLERK OF THE BOARD OF SUPERVISORS