

RESOLUTION NUMBER R- **255194**

Adopted on **OCT 12 1981**

WHEREAS, the adopted 1981-1982 State Budget permanently repeals three local agency subventions and reduces the Motor Vehicle License Fee, an action which costs California cities \$143 million in revenues for FY 1982; and

WHEREAS, the Legislature has refused to pass a bill which appropriates money to cover the cost of claims approved by the Board of Control making a mockery of this established process to fund mandates; and

WHEREAS, SB 90, which became law in 1972, and Proposition 4 (Gann Initiative) which was overwhelmingly approved by the voters and adds section 6, article XIII B to the California Constitution, directs the State to fund mandated programs; and

WHEREAS, the Legislature continues to disregard SB 90 and Proposition 4 by disclaiming the State's responsibility to fund legislative mandates; and

WHEREAS, the State Controller has announced that the State may have a \$1 billion deficit by November 1981; and

WHEREAS, the State's worsening fiscal crisis makes the passage of legislation to reduce or eliminate local agency subventions very likely; and

WHEREAS, this type of legislation violates the law; and

WHEREAS, the support for legislation requiring the Legislature to accept full responsibility to reimburse local governments for all increased costs resulting from State mandated programs or increased service levels is not enough; and

WHEREAS, the Legal Advocacy Committee of the League has recommended that the Board of Directors sue the State of California if legislation is passed which violates SB 90 or the Gann Initiative; and

WHEREAS, California cities look to the collective strength of the League;  
NOW, THEREFORE,

BE IT RESOLVED, by the General Assembly of the League of California Cities  
assembled in Annual Conference in San Francisco, October 20, 1981, that the  
League Board of Directors is authorized to:

1. Sue the State of California as soon as the Governor signs a bill which  
reduces a City subvention or does not fully fund a State mandate.
2. Seek the assistance of County Supervisors Association of California,  
statewide school associations, or other affected groups in such a lawsuit.

APPROVED: John W. Witt, City Attorney

By Jack Katz  
Jack Katz  
Chief Deputy City Attorney

JK:smm:046  
10/7/81  
Or.Dept: Rules  
r-82-592

**OCT 12 1981**

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_,  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

**PETE WILSON**

Mayor of The City of San Diego, California.

(Seal)

**CHARLES G. ABDELNOUR**

City Clerk of The City of San Diego, California.

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

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