

RESOLUTION 2004-208

ESTABLISHING A LEGISLATIVE RESPONSE POLICY

WHEREAS, Oftentimes legislation moves forward rapidly and the City of Tracy ("City") needs to communicate quickly as to whether it supports or opposes the proposed legislation and the City wishes to advocate its position when the outcome of the legislation could have an effect on the liability of cities, the power of cities or govern or tax, or the ability of cities to conduct and manage the affairs of government in an orderly and efficient manner, and

WHEREAS, The purpose of this legislative response policy is to enhance the advocacy efforts on behalf of the City by providing a protocol for responding to legislative bills, actions and/or state, federal or judicial developments and measures that directly or indirectly affect the City.

NOW, THEREFORE, the Tracy City Council hereby resolves as follows:

SECTION 1. The following legislative response policy for the City of Tracy is hereby established.

A. Purpose of Policy

Oftentimes legislation moves forward rapidly and the City of Tracy ("City") needs to communicate quickly as to whether it supports or opposes the proposed legislation. The City wishes to advocate its position when the outcome of the legislation could have an effect on the liability of cities, the power of cities or govern or tax, or the ability of cities to conduct and manage the affairs of government in an orderly and efficient manner. Because the timing of legislation often prohibits the City from participating because there is insufficient time to submit a request to the City Council ("Council") at a regularly scheduled meeting it would be more efficient to authorize the City Manager ("Manager") to communicate the City's position using a Council-adopted policy. The purpose of establishing a policy is to enhance the advocacy efforts on behalf of the City by providing a protocol for responding to legislative bills, actions and/or state, federal or judicial developments and measures that directly or indirectly affect the City. The purpose in doing so is to strengthen and protect local control for the City, expeditiously engage in issues with affect on the City, and support, strengthen and protect the quality of life for all citizens of our community.

B. Delegation to City Manager

While the Council is responsible for the overall supervision, control and direction of the policy, the Council may delegate the management of the City's efforts with regard to legislative affairs provided the Council retains ultimate responsibility for the decisions and actions of such person or group. The Manager, with input from Department Heads and their respective professional organizations (such as California Park and Recreation Society, National Recreation and Park Association, Cal Chiefs, and the California Society of Municipal Finance Officers), shall monitor, review, evaluate and make recommendations when appropriate on state or federal legislative and regulatory trends and judicial developments. For those matters that the Manager deems sufficiently important and determines that a prompt response is necessary, the Manager has authority to coordinate all efforts to respond or otherwise communicate the City's views on policy issues to any branch of government at any level. In furtherance of this goal, the Manager may draft proposed resolutions, position papers, or letters, for the Mayor's signature, on behalf of the City. In

addition, the Manager, in consultation with the League of California Cities ("League") and its Grass Roots Coordinator ("GRC") may prepare testimony, letters or otherwise communicate the Council/City's views consistent with previous policy and actions to appropriate governmental bodies and other interested groups and shall keep the Council informed of all such efforts. The Manager will be responsible for coordinating city efforts and promoting the City's policy priorities to other government entities. In determining whether the City desires to communicate support or opposition to proposed legislation the City shall consider the Existing Policy and Guiding Principles, and position on such legislation, adopted by the Board of Directors of the League.

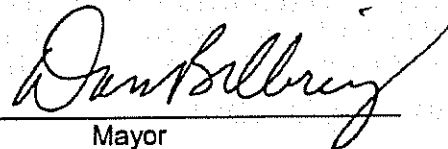
C. City Council Information

If the Manager determines that the proposed legislation should be presented to Council for discussion, the Manager shall schedule the item for a Council agenda. All written communications regarding City positions on legislation, including the reasons for those actions, shall be copied to the Council.

SECTION 2. This resolution shall take effect immediately.

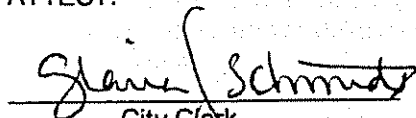
The foregoing Resolution 2004-208 was passed and adopted by the Tracy City Council on the 6th day of July, 2004, by the following vote:

AYES: COUNCIL MEMBERS: HUFFMAN, IVES, TOLBERT, TUCKER, BILBREY
NOES: COUNCIL MEMBERS: NONE
ABSENT: COUNCIL MEMBERS: NONE
ABSTAIN: COUNCIL MEMBERS: NONE



Mayor

ATTEST:



City Clerk