

AMENDED IN ASSEMBLY MARCH 9, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1880

Introduced by Assembly Member Irwin

February 10, 2016

~~An act to amend Section 35147 of the Education Code, relating to local educational agencies. An act relating to state real property.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1880, as amended, Irwin. ~~Local educational agencies: parent advisory committees: meetings. State real property: reversion.~~

Existing law requires the Department of General Services to provide planning, acquisition, construction, and maintenance of state buildings and property, and maintain a statewide property inventory of all real property held by the state.

This bill would authorize the Director of General Services to revert a specified parcel of state real property to the City of San Buenaventura pursuant to these provisions.

This bill would make legislative findings and declarations as to the necessity of a special statute for the City of San Buenaventura.

~~Under existing law, the meetings of school district governing boards are subject to the provisions of the Ralph M. Brown Act, which generally requires that the meetings of the governing boards of local agencies be open to the public with proper notice given, permit the recording of those meetings, prohibit legislative bodies from taking action by secret ballot and set forth other specific requirements for the conduct of those meetings. Existing law exempts the meetings of specified schoolsite councils and committees from the Ralph M. Brown Act and the~~

~~Bagley-Keen Open Meeting Act, but still requires properly noticed public meetings with posted agendas:~~

~~This bill would delete obsolete statutory references from this provision and would correct references to certain parent advisory committees that fall within this exemption. The bill would also make nonsubstantive changes:~~

~~Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: no.~~

The people of the State of California do enact as follows:

- 1 SECTION 1. (a) Notwithstanding any law, the Director of
- 2 General Services shall revert the real property described in
- 3 subdivision (b) to the City of San Buenaventura.
- 4 (b) (1) The real property to be reverted pursuant to subdivision
- 5 (a) is identified in Exhibit B of the Grant Deed to the State of
- 6 California from the City of San Buenaventura, recorded in the
- 7 County of Ventura as instrument number 20040802-0211869.
- 8 (2) Exhibit B of the grant deed described in paragraph (1)
- 9 describes that real property as consisting of approximately 9.68
- 10 acres, and is described as beginning at the southeast corner of
- 11 said parcel of land described in deed recorded in book 4513, page
- 12 398, of official records; thence
- 13 (A) 1st south 36°00'00" east, 241 feet; thence
- 14 (B) 2nd north 53°34'00" east, 530.66 feet to the westerly line
- 15 of that linear park parcel described in that grant deed recorded
- 16 as instrument number 20030904-0335457 of official records;
- 17 thence along said westerly line for the following six courses
- 18 (C) 3rd south 15°01'34" east 47.18 feet to the beginning of a
- 19 non-tangent curve concave easterly, having a radius of 527.68
- 20 feet and a radial bearing of south 64°42'54" east; thence
- 21 (D) 4th southwesterly along said curve an arc distance of 237.74
- 22 feet through a central angle of 25°48'51"; thence
- 23 (E) 5th south 00°31'45" east, 40 feet to the beginning of a
- 24 tangent curve concave westerly and having a radius of 427.68
- 25 feet; thence
- 26 (F) 6th southerly along said curve an arc distance of 114.40
- 27 feet through a central angle of 15°19'33"; thence
- 28 (G) 7th south 40°51'15" west, 473.78 feet; thence

1 (H) 8th south 22°46'13" west, 161.08 feet to a point on the
2 northerly line of Ventura County Transportation Commission
3 right-of-way, 100 feet wide, as described in a deed recorded as
4 instrument number 95-131254 of official records; thence along
5 said northerly line

6 (I) 9th south 40°51'15" west, 104.73 feet to the easterly line of
7 parcel 82 as shown on that map of tract 4542 recorded in book
8 148, page 24 of miscellaneous records (maps); thence along the
9 easterly line of said tract 4542 for the following seven courses

10 (J) 10th north 36°26'00" east, 307.96 feet; thence

11 (K) 11th north 28°40'59" east, 38.85 feet; thence

12 (L) 12th north 36°26'00" east, 50.38 feet; thence

13 (M) 13th north 51°19'13" west, 134.80 feet; thence

14 (N) 14th north 36°19'01" east 110.16 feet to the beginning of a
15 non-tangent curve concave westerly, having a radius of 150 feet
16 and a radial bearing of north 33°52'13" west; thence

17 (O) 15th northerly along said curve an arc distance of 242.33
18 feet through a central angle of 92°33'47"; thence

19 (P) 16th north 53°34'00" east, 313 feet to the point of beginning.

20 SEC. 2. The Legislature finds and declares that a special law
21 is necessary and that a general law cannot be made applicable
22 within the meaning of Section 16 of Article IV of the California
23 Constitution because of the requirements to build a veterans' home
24 on said parcel of land, as contained in the grant deed recorded in
25 the County of Ventura as instrument number 20040802-0211869,
26 the fact that the State of California has no plans to build a
27 veterans' home on said parcel of land, and that the City of San
28 Buenaventura wants to explore constructing veterans' housing on
29 that parcel of land at the earliest opportunity.

30 SECTION 1. ~~Section 35147 of the Education Code is amended~~
31 ~~to read:~~

32 35147. (a) ~~Except as specified in this section, any meeting of~~
33 ~~the councils or committees specified in subdivision (b) is exempt~~
34 ~~from the provisions of this article, the Bagley-Keene Open Meeting~~
35 ~~Act (Article 9 (commencing with Section 11120) of Chapter 1 of~~
36 ~~Division 3 of Title 2 of the Government Code), and the Ralph M.~~
37 ~~Brown Act (Chapter 9 (commencing with Section 54950) of~~
38 ~~Division 2 of Title 5 of the Government Code).~~

39 (b) ~~The councils and schoolsite advisory committees established~~
40 ~~pursuant to Sections 52063, 52069, 52176, and 52852, subdivision~~

1 ~~(b) of Section 54425, Sections 54444.2 and 62002.5, and~~
2 ~~committees formed pursuant to Section 11503, are subject to this~~
3 ~~section.~~

4 ~~(e) (1) Any meeting held by a council or committee specified~~
5 ~~in subdivision (b) shall be open to the public, and any member of~~
6 ~~the public shall be able to address the council or committee during~~
7 ~~the meeting on any item within the subject matter jurisdiction of~~
8 ~~the council or committee. Notice of the meeting shall be posted at~~
9 ~~the schoolsite, or other appropriate place accessible to the public,~~
10 ~~at least 72 hours before the time set for the meeting. The notice~~
11 ~~shall specify the date, time, and location of the meeting, and contain~~
12 ~~an agenda describing each item of business to be discussed or acted~~
13 ~~upon. The council or committee may not take any action on any~~
14 ~~item of business unless that item appeared on the posted agenda~~
15 ~~or unless the council or committee members present, by unanimous~~
16 ~~vote, find that there is a need to take immediate action and that the~~
17 ~~need for action came to the attention of the council or committee~~
18 ~~subsequent to the posting of the agenda.~~

19 ~~(2) Questions or brief statements made at a meeting by members~~
20 ~~of the council, committee, or public that do not have a significant~~
21 ~~effect on pupils or employees in the school or school district, or~~
22 ~~that can be resolved solely by the provision of information, need~~
23 ~~not be described on an agenda as items of business. If a council~~
24 ~~or committee violates the procedural meeting requirements of this~~
25 ~~section, and upon the demand of any person, the council or~~
26 ~~committee shall reconsider the item at its next meeting, after~~
27 ~~allowing for public input on the item.~~

28 ~~(d) Any materials provided to a schoolsite council shall be made~~
29 ~~available to any member of the public who requests the materials~~
30 ~~pursuant to the California Public Records Act (Chapter 3.5~~
31 ~~(commencing with Section 6250) of Division 7 of Title 1 of the~~
32 ~~Government Code).~~