



California Fair Political Practices Commission

September 16, 1987

Lloyd Von Haden
2089 Foothill
Vista, California 92084

Re: Your Request for Advice
Our File No. I-87-211

Dear Mr. Von Haden:

You have written asking whether members of the City of Vista's "Citizens Advisory Committee on Redevelopment" are subject to the financial disclosure provisions of the Political Reform Act (the "Act").^{1/} Since you are seeking advice concerning another person's duties, we consider your letter to be a request for informal assistance and can provide you only with general guidance.^{2/}

In our recent telephone conversation, you indicated that the group which you refer to in your letter is a redevelopment project area committee formed pursuant to Section 33385 of the Health and Safety Code. The Commission has recently issued an opinion in In re Rotman, 10 FPPC Ops. 1, No. 86-001 which concludes that such committees are subject to the Act's financial disclosure and disqualification provisions. I have enclosed a copy of that opinion for your information.

I trust this responds to your request. If you have any further questions, please contact me at (916) 322-5901.

Sincerely,

Diane M. Griffiths

A handwritten signature in black ink that reads "John G. McLean".

By: John G. McLean
Counsel, Legal Division

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated.

^{2/} Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice (Section 83114; Regulation 18329(c)(3).)

DMG:JGM:jaj
Enclosure

July 29, 1987

Fair Political Practices Commission
Box 807
Sacramento, California 95804-0814

F P P C

Ladies and gentlemen

AUG 3 8 47 AM '87

I think I phoned your office July 7 to ask whether the individual members of the City of Vista's "Citizens Advisory Committee on Redevelopment" had to submit financial disclosure statements. Your office then sent me material postmarked July 7 saying that it appeared the Vista CAC did not have to disclose.

But according to your regulation 18700 "a board or commission possesses decision-making authority whenever:

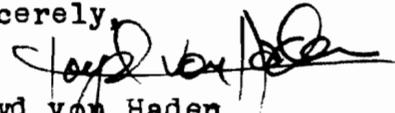
(C) It makes substantive recommendations which are, and over an extended period of time have been, regularly approved without significant amendment or modification by another public official or governmental agency."

This committee's recommendations certainly fit that description. The committee has met regularly since April 1986, and its final draft was adopted recently by the Agency and Council without change. None of the project area contains "a substantial number of low and moderate-income families (which) are to be displaced," and none of the committee members live there (33385.5.)

My sense of justice tells me that it is wrong for a significant percentage of this committee's members who own or rent business property in the project to make decisions affecting their own or rented property without full disclosure.

There exists too much material concerning this committee's activities to submit in this letter. I hope your commission can look further into this matter.

Sincerely,



Lloyd von Haden
2089 Foothill
Vista, California 92084
(619) 724-5601



California
Fair Political
Practices Commission

August 4, 1987

Lloyd von Haden
2089 Foothill
Vista, CA 92084

Re: 87-211

Dear Mr. von Haden:

Your letter requesting advice under the Political Reform Act was received on August 3, 1987 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact John McLean, an attorney in the Legal Division, directly at (916) 322-5901.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Adm. Code Sec. 18329).)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,

Diane M. Griffiths
General Counsel

DMG:jaj