



RESOLUTION NO. 176-2022

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

WHEREAS, the Mitigation Fee Act, California Government Code sections 66000-66025, allows the establishment of a development impact fee as a condition of approval where the purpose and use of the fee are identified and a reasonable relationship between the fee and the type of development on which the fee is imposed is demonstrated (Gov. Code subdivision 66001(a)); and

WHEREAS, the County of El Dorado has adopted Ordinance No. 5057, codified in Title 13, Chapter 20 (sections 13.20.010 to 13.20.050) of the El Dorado County Code, which authorizes the Board of Supervisors to establish development impact mitigation fees for fire protection districts applicable to new development within the unincorporated area of the County in order to construct or purchase fire protection facilities and equipment necessary to mitigate the impacts of such development in a fire protection district; and

WHEREAS, the County of El Dorado, at the request of the Pioneer Fire Protection District (“District”), has established such impact fees within the District’s boundaries; and

WHEREAS, the Mitigation Fee Act requires a local agency that has adopted impact fees in accordance with the Mitigation Fee Act to make certain findings with respect to the unexpended portion of the account or fund, whether committed or uncommitted, for the fifth fiscal year following the first deposit into the account or fund and every five years thereafter (Gov. Code subdivision 66001(d)); and

WHEREAS, District has prepared and provided the attached report, labeled “Exhibit A,” hereinafter referred to as “Report,” which District has determined provides the required information to support the findings required by the Mitigation Fee Act (Gov. Code subdivision 66001(d)); and

WHEREAS, these findings are being made in connection with the public information required by subdivision (b) of section 66006 and that public information is incorporated by reference herein; and

WHEREAS, the first deposit of fee revenue into the District account was made in Fiscal Year 1986-87, and these five-year findings pertain to the balance in the account at the end of Fiscal Year 2021-22 (July 1, 2021 through June 30, 2022).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby accepts the Report provided by District and incorporates it by reference herein, and finds that the Report provides sufficient information with regard to the unexpended balance in the District’s Development Impact Mitigation fund or account to support the following findings as required by the Mitigation Fee Act:

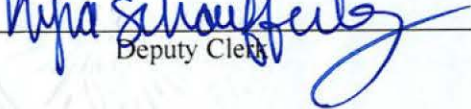
- A. The adoption of this resolution is not a “project” for purposes of the California Environmental Quality Act (“CEQA”) because the resolution relates to a financial reporting requirement and does not authorize or commit the County to a particular project, thus is exempt as an ongoing administrative activity or funding activity pursuant to CEQA Guidelines subsections 15378(b)(2) and (b)(4) and is otherwise exempt under the common sense exemption in CEQA Guidelines subsection 15061(b)(3).
- B. The purpose to which the fee is to be put has been adequately identified as set forth in the Report, and is functionally equivalent to the use(s) identified at the time the fee was established;

- C. As reflected in the Report, a reasonable relationship exists between the fee and the purpose for which it is charged;
- D. As of the end of FY 2021-22, the impact fee account (Fund 8550, Org 85500010) held \$108,111.27, and as reflected in the Report, all sources and amounts of funding anticipated to complete financing in incomplete improvements have been identified; and
- E. As reflected in the Report, the approximate dates on which the funding necessary to fund incomplete projects will be deposited into the appropriate account or fund have been identified.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 13th day of December, 2022 by the following vote of said Board:

Attest:
Kim Dawson
Clerk of the Board of Supervisors

Ayes: Parlin, Thomas, Novasel, Turnboo, Hidahl
Noes: None
Absent: None

By: 
Deputy Clerk


Chair, Board of Supervisors
Lori Parlin

Mitigation Fee Act 5-Year Report

Purpose: Support the findings that must be made by the Board of Supervisors pursuant to California Government Code §66001(d)(1).

Date: September 2, 2022

Agency: Pioneer fire Protection District

Preparer(s): David Whitt

Current Balance in Account or Fund: \$108,111.27 as of June 30, 2022

The Agency hereby submits the following information regarding the entire unexpended portion of the account or fund remaining expenses, whether committed or uncommitted, from fees collected pursuant to the Mitigation Fee Act, as of the date set forth above:

A. The fee will be put to the following purposes:

The purpose of the fee is to provide funding for fire protection and equipment relative to new emergency response facilities, apparatus, and equipment attributable to new residential and non-residential development within the District. This includes the estimation of the impact to the district from new development as to not overburden existing developed parcels within the District. Future needs for the District include a new Type 6 Engine, fire service accessible water supply needs in varying areas of new development, and current facility upgrades.

B. There is a reasonable relationship between the fee and the purpose for which it is charged, as described below:

The relationship of the fire impact fee is to support the delivery of fire services particularly for additional fire services and support that new development requires. This aids in not overly impacting existing tax base for the additional services required by new development. The level of service the district provides are usually met under normal revenues but a mechanism is needed to accrue for the marginal and significant increases to the established level of services provided.

C. All sources and amounts of funding anticipated to complete financing in incomplete improvements are identified below:

The District is planning to purchase a Type 6 Engine that has an estimated cost of \$350,000.00. Additionally, the District is currently developing plans to provide water tanks throughout new development areas that will aid in water supply for fire suppression. The water tank plan is anticipated to have a \$50,000.00 cost just for the tanks. Additional infrastructure does not include well-water sourcing or extensive civil work (grading, surveying, easement access, etc.). This would provide eight (8) 5,000 gallon water tanks.

Additional training facilities and prop support are anticipated with the requisite growth and demand for services. The current plan is to use a modular training prop to satisfy current and future training needs in addition to Insurance Services Office requirements for Fire Suppression Rating System (FSRS) schedules.

<i>Improvement/Equipment</i>	<i>Total Cost</i>	<i>Unexpended Impact Fees, Available to-date</i>	<i>Future Anticipated Impact Fees</i>	<i>Other Funds</i>
<i>Type 6 Engine</i>	<i>\$350,000</i>	<i>\$ 75,000</i>	<i>\$ 25,000</i>	<i>\$275,000 (General fund)</i>
<i>Water Tanks</i>	<i>\$ 50,000</i>	<i>\$ 5,000</i>	<i>\$ 5,000</i>	<i>\$ 15,000</i>
<i>Facilities Upgrade</i>	<i>\$ 75,000</i>	<i>\$ 25,000</i>	<i>\$ 10,000</i>	
<i>TOTAL</i>	<i>\$475,000</i>	<i>\$108,111.27*</i>	<i>\$ 40,000*</i>	<i>\$290,000</i>

*total amount currently in the account as of June 30, 2022.

D. The approximate dates on which the funding anticipated to complete financing in incomplete improvements is expected to be deposited into the appropriate account or fund are provided below:

- The water tank project should be starting in 2023 once property has been identified and agreements to access and maintenance are completed with property owners.
- The Type 6 Engine should be purchased in the 2024 calendar year with a combination of mitigation funds, general funds, reserves, and capital asset account funds.
- The training prop purchase should be complete in 2025 and supported with a mixture of funds identified the above bullet.

Agreement # n/a

Legistar # n/a

AGREEMENT CONTRACT ROUTING SHEET

Date Prepared: 10/21/2022

Need Date: 11/04/2022

PROCESSING DEPARTMENT:

CONTRACTOR:

Department: CAO
Dept. Contact: Jennifer Franich
Phone: x7539
Department Head Signature: Jennifer Digitally signed by Jennifer
Date: 2022.10.21 13:48:19
-07'00'

Name: n/a
Address: _____
Phone: _____
Org Code: 0200000
Project # _____
(if applicable): _____
Funding Source: _____

CONTRACTING DEPARTMENT: CAO

Service Requested: Review Resolution for 5-year mitigation fee findings
Description: Impact Fees 5-year findings
Contract Term: n/a Contract Value: _____

COUNTY COUNSEL: (Must approve all contracts and MOU's)

Approved: Disapproved: Date: 10/24/2022 By: Ted Wood Digitally signed by Ted Wood
Date: 2022.10.24 17:03:17
-07'00'
Approved: Disapproved: Date: _____ By: _____

Approved as to form - TDW

