



RESOLUTION NO.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

WHEREAS, AB 1600 was passed and codified in California Government Code Section 66000 ("Mitigation Fee Act") allowing 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 to the development project can be demonstrated; and

WHEREAS, the County of El Dorado has adopted Ordinance No. 3991, codified in Chapter 13, Section 20 of the El Dorado County Code authorizing the imposition of fire district improvement fees on new development within the unincorporated area of the County in order to fund capital facilities improvements and equipment acquisition for the provision of fire protection services necessitated by new development within a community services district, a fire district or other public entity authorized by law to provide fire protection services; and

WHEREAS, the County of El Dorado, at the request of the Garden Valley Fire Protection District ("District"), has established fees within the District's boundaries; and

WHEREAS, the Mitigation Fee Act requires a local agency that has adopted fees in accordance with the 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 (Cal. Gov. Code 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 (Cal. Gov. Code 66001(d)).

WHEREAS, the first deposit of fee revenue into the District account was made in Fiscal Year 1985-86, and these findings pertain to Fiscal Year 2015-16.

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 its 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 the purposes of the California Environmental Quality Act, because the resolution relates to a financial reporting requirement, and does not authorize or commit the County to a particular project, and is exempt as an ongoing administrative activity or funding activity (Guidelines 15378(b)(2) and (b)(4) or is otherwise exempt under the golden rule.
- 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 2015-2016, the impact fee account (44-655-300) fund held \$31,332, and as reflected in the Report, all sources and amounts of funding anticipated to complete financing in incomplete improvements have been identified;

- 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 ____ day of _____, 20__, by the following vote of said Board:

Attest:
James S. Mitrisin
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By: _____
Deputy Clerk

Chair, Board of Supervisors

EXHIBIT "A"

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: November 28, 2016

Agency: Garden Valley Fire Protection District

Preparer(s): Clive Savacool, Fire Chief and Lisa Howard, Office Administrator

Current Balance in Account or Fund: \$31,331.35 as of 6-30-16 (date)

The Agency hereby submits the following information regarding the entire unexpended balance of 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 fire mitigation impact fee on new residential and nonresidential development within the district is to help maintain all levels of service for fire protection in the District. As development increases the demand for fire protection services also increases. The fee will fund facilities, and apparatus as well as equipment necessary to accommodate new residential and nonresidential development in the district.

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

There is reasonable relationship between the new residential and nonresidential development upon which the fees are charged and the need for fire facilities and equipment by reason of the increase of new development in the district has generated additional demand for fire services and fire protection improvements. The impact fees will be used to fund these improvements and are necessary to maintain the existing level of fire protection services to new and existing development in the district.

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

1. Upgrades for Station 51 - Total Cost- \$38,000 - Funding Source: General Fund - \$33,000. Development Fees portion \$5,000 FY 16/17

2. Type 1 Apparatus purchased in 2016 - Total Cost - \$300,000 - Funding Source: General Fund Reserves \$285,000 to be paid off in the next four years. Development Fees portion \$15,000 total thru FY 17/18, 18/19, 19/20

3. Command Vehicle - Total Cost \$50,000 - Funding Source: General Fund - \$48,000 to be paid off in three years. Development Fees Portion \$2,000. FY 18/19

4. Station 52 Upgrades - Total Cost - \$15,000 - Funding Source: General Fund \$10,000.
Development Fees portion \$5,000 FY 17/18

5. Water Tender Repairs - Total Cost - \$20,000 - Funding Source: General Fund - \$16,000.
Development Fees portion \$4,000 FY 17/18

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:

1. Station 51 Upgrades- estimated cost: \$38,000. FY 16/17

2. Type 1 Apparatus: \$300,000. Total Payoff in FY 19/20

3. Command Vehicle- estimated cost: \$50,000. FY 19/20

4. Station 52 upgrades- estimated cost: \$15,000. FY 17/18

5. Water Tender Repairs- estimated cost: \$20,000. FY 17/18