



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 El Dorado County 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 (fund 44-361-300) held \$513,880, 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:

Ayes:

Noes:

Absent:

Attest:

James S. Mitrisin

Clerk of the Board of Supervisors

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 29, 2016

Agency: El Dorado County Fire Protection District

Preparer(s): Michael R. Hardy, Fire Chief

Current Balance in Account or Fund: \$718,188.00 as of November 29, 2016 (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:

Fee Revenue will be used to fund the cost of expanding or replacing fire facilities, apparatus and equipment to serve new development. Additionally, fee revenue will be used to cover fee program administration costs such as collection, documentation, annual reporting requirements, five-year report requirements, periodic Nexus Study updates and other incidental costs.

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

New development will create additional needs for the District's Fire protection and emergency response services and corresponding needs for expanded facilities, apparatus, and equipment. The fee is imposed on different types of development projects in proportion to the additional service population and structures generated by new development projects.

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

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:

FY 2019-20

EXHIBIT "A"



EL DORADO COUNTY FIRE PROTECTION DISTRICT

P.O. Box 807 / 4040 Carson Road / Camino, CA 95709

(530) 644-9630 / Fax (530) 644-9636

COUNTY FIVE-YEAR FINDINGS REPORT

Anticipated Funding to Complete Financing of Incomplete Improvements

The estimated cost of the District's incomplete improvements and the sources and amounts of funding anticipated to complete the financing of the incomplete improvements is shown in Figure 1 on the following page.

The District is anticipating to collect approximately \$75,000 per year for the next four fiscal years in Reportable Fees. Additionally, the District is planning on allocating nearly \$100,000 from the District's general fund to cover the estimated cost of the renovation portion of the Station 72 Renovation and Expansion project.

Approximate Dates of Deposit of Anticipated Funding

The approximate dates on which the funding anticipated to complete financing of the District's incomplete improvements is expected to be deposited into the Reportable Fees fund is shown in Figure 2 on the following page.

Figure 1 - Anticipated Funding to Complete Financing of Incomplete Improvements

Incomplete Improvement	Anticipated Funding Amount			Estimate of Cost
	Unexpended Reportable Fees	Future Reportable Fees	General Fund	
Station 28 Expansion	\$256,939.93	\$93,060.07	\$0	\$350,000
Station 72 Renovation / Expansion	\$256,939.92	\$93,060.08	\$100,000	\$450,000
Total	\$513,879.85	\$186,120.15	\$100,000	\$800,000

Figure 2 - Approximate Dates of Deposit of Anticipated Funding

Improvement	Unexpended Reportable Fees	Anticipated Deposit Date	General Fund
Station 28 Expansion	Balance as of June 30, 2016	Future Reportable Fees FY 16-17 thru FY 19-20	-
Station 72 Renovation / Expansion	Balance as of June 30, 2016	FY 16-17 thru FY 19-20	FY 19-20

Annual Report of Revenues and Expenditures

District: El Dorado County Fire District
 Fiscal Year: 2015/2016
 Name of Preparer: Kathleen Freeman

Accounts with fees unexpended or uncommitted for five (5) years or more: (see note)
Account No. _____
Institution _____
EDCFPD _____
44-661-300 _____

Development fee revenues are deposited into:
Account No. _____
44-661-300 _____
Institution _____
EDCFPD _____

Note: If unexpended/uncommitted funds exist, include a statement of findings identifying the purpose of the funds and demonstrating a reasonable relationship between the fee and the purpose for which it was charged.

REVENUES*

MONTH	AMOUNT
JUL	\$0.00
AUG	\$0.00
SEP	\$0.00
OCT	\$0.00
NOV	\$0.00
DEC	\$22,929.50
JAN	\$43,921.90
FEB	\$0.00
MAR	\$14,207.70
APR	\$0.00
MAY	\$8,518.40
JUN	\$37,565.00
SUBTOTAL:	\$127,142.50
INTEREST:	\$1,821.08
TOTAL:	\$128,963.58

TRANSFERS TO DISTRICT'S OPERATING FUND

MONTH	AMOUNT
JUL	0
AUG	0
SEP	0
OCT	0
NOV	0
DEC	0
JAN	0
FEB	0
MAR	0
APR	0
MAY	0
JUN	0
TOTAL:	0

CALCULATION OF REPORT YEAR ENDING BALANCE

PRIOR FY ENDING BALANCE:	\$384,916.27
REPORT YR REVENUES:	\$128,963.58
REPORT YR EXPENDITURES:	\$0.00
REPORT YR ENDING BALANCE:	\$513,879.85

*Net receipts after 1 % EDC Auditor/Controller charge