



RESOLUTION NO. 188-2013

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

FERNWOOD COTHRIN RANCH ROAD ZONE OF BENEFIT #98114 WITHIN COUNTY SERVICE AREA #9 – SETTING FOR MAILED BALLOT ELECTION A MEASURE TO INCREASE A SPECIAL TAX FOR THE PURPOSES OF PROVIDING ROAD IMPROVEMENT AND MAINTENANCE SERVICES.

WHEREAS, the Board of Supervisors of the County of El Dorado has formed County Service Area #9 pursuant to Title 3, Division 2, Part 2, Chapter 2.2 of the California Government Code; and

WHEREAS, this Board formed Fernwood Cothrin Ranch Road Zone of Benefit #98114 (Zone) on April 30, 1985 by Resolution 91-85 for the purpose of providing road improvement and maintenance services; and

WHEREAS, California Government Code §25215.2, together with §25217.4, expressly authorizes a zone within a county service area to levy a special tax for road improvement and maintenance services subject to voter approval; and

WHEREAS, on July 21, 1998, a mailed ballot election was conducted for the Zone, and an annual special tax amount of \$150.00 per parcel was approved by a two-thirds majority of the voters casting a ballot in the special tax ballot proceeding; and

WHEREAS, the advisory committee for the Zone has recommended an increase to the special tax amount to keep pace with increases in labor and material costs associated with road improvement and maintenance services which have occurred since approval of the existing special tax;

WHEREAS, pursuant to California State Law, the Board of Supervisors is required to place before the electorate the approval of the measure as shown on Exhibit A before the special tax can be levied; and

WHEREAS, the County Registrar of Voters has determined that four hundred thirty four registered voters reside within the zone of benefit boundaries; and

WHEREAS, such a special tax increase shall take effect only if approved by a two-thirds majority of the voters casting a ballot in the special tax ballot proceeding; and

WHEREAS, the zone advisory committee has determined an annual special tax of \$365.00 for each parcel is reasonable and sufficient to provide road improvement and maintenance services within the zone of benefit commencing in fiscal year 2014/2015;

NOW, THEREFORE, BE IT RESOLVED the Board of Supervisors determines as follows:

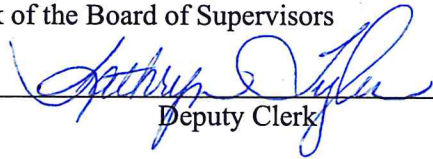
1. The measure as shown on Exhibit A shall be submitted to the voters of the Fernwood Cothrin Ranch Road Zone of Benefit #98114 within County Service Area #9.
2. The El Dorado County Registrar of Voters shall submit the measure as shown on Exhibit A to the electorate in a mailed ballot election to be held on May 6, 2014.

- 3. The tax amount as shown on Exhibit A, if approved, shall appear as a separate item on the tax bill of each affected parcel and shall be collected at the same time and manner as county ad valorem property taxes are collected as set forth in the applicable provisions of the Revenue and Taxation Code, and shall be subject to the same penalties and the same procedure and sale in the case of delinquency as provided for such taxes. All laws applicable to the levy, collection and enforcement of county property taxes shall be applicable to such tax.
- 4. The special tax is subject to the accountability measures required by State Law, including Government Code §50075.1.
- 5. The special tax amount shown on Exhibit A shall take effect and be imposed only if it is approved by a two-thirds majority of the votes cast in the mailed ballot election to be conducted on May 6, 2014.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 10 day of December, 2013, by the following vote of said Board:

Ayes: Nutting, Mikulaco, Veerkamp, Briggs, Santiago
Noes: none
Absent: none

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

By:  _____
Deputy Clerk

 _____
Chair, Board of Supervisors
Ron Briggs

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

Attest: James S. Mitrisin, Clerk of the Board of Supervisors of the County of El Dorado, State of California.

By: _____ Date: _____
Deputy Clerk

Exhibit A

SPECIAL TAX BALLOT MEASURE

**COUNTY SERVICE AREA #9
FERNWOOD COTHRIN RANCH ROAD ZONE OF BENEFIT #98114
COUNTY OF EL DORADO, STATE OF CALIFORNIA**

“Shall an annual special tax in an amount of \$365.00 on each parcel of real property be levied within Fernwood Cothrin Ranch Road Zone of Benefit commencing fiscal year 2014/2015 to be used only for road improvement and maintenance services, to replace the current special tax?”