



County of El Dorado

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Legislation Details (With Text)

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Type: Agenda Item **Status:** Adopted

File created: 4/16/2008 **In control:** Board of Supervisors

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Title: Hearing to consider adoption of Resolution 178-2008 establishing the annual benefit assessment for the 2008/09 tax year for Emerald Meadows Zone of Benefit No. 98580 within County Service Area No. 9, noting this is a continuation of the existing benefit assessment with no increase over the current assessment.

FUNDING: Zone of Benefit Assessments

Sponsors:

Indexes:

Code sections:

Attachments: 1. 08-2911 Contract Routing Sheet, 2. 08-2911 Resolution, 3. 08-2911 Exhibit A, 4. 08-2911 PubView Parcel List

Date	Ver.	Action By	Action	Result
6/17/2008	1	Board Of Supervisors	Adopted	Pass

Hearing to consider adoption of Resolution **178-2008** establishing the annual benefit assessment for the 2008/09 tax year for Emerald Meadows Zone of Benefit No. 98580 within County Service Area No. 9, noting this is a continuation of the existing benefit assessment with no increase over the current assessment.

FUNDING: Zone of Benefit Assessments

BUDGET SUMMARY:		
Total Estimated Cost		\$23,532.00
Funding		
Budgeted	\$ 23,532.00	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$ 23,532.00	
Change To Net County Cost		\$ 0.00

Fiscal Impact/Change to Net County Cost:

The proposed benefit assessments will provide sufficient revenue to fund the zone's proposed work projects, contributions to the road zone insurance policy and other costs related to zone administration. The total assessment for 2008/09 for the Emerald Meadows Zone of Benefit within

County Service Area #9 is \$ 23,532.00.

There is no impact to the General Fund or the Road Fund.

Background:

Chapter 2.2 of the California Government Code, also known as “County Service Area Law” contains the regulations for establishing and governing county service areas. The attached Resolution and this report are prepared in accordance with the sections of County Service Area Law outlined below.

Section 25210.75 requires the Board of Supervisors to fix the rates of the county service area taxes each year and to levy the taxes upon all taxable property within the area. By adopting the attached Resolution, the Board of Supervisors fixes the fiscal year 2008/09 benefit assessment. As an action following approval of the Resolution, the Department of Transportation will forward to the Auditor-Controller the list of affected Assessor’s Parcel Numbers and approved benefit assessment for each parcel for incorporation in the tax roll.

Section 25210.77a (a) requires that, once each year, the Board of Supervisors receive a report containing a description of each parcel of real property receiving the particular extended service and the amount of the charge for each parcel computed in conformity with the ordinance authorizing collection of the charges on the tax roll. Exhibit A, included with this letter, provides a summary of the number of assessed parcels, the assessment per parcel, and the total assessment for the Emerald Meadows Zone of Benefit within County Service Area #9. The detailed parcel descriptions and tax computations are found in the report titled “All Zone Parcel List” which is on file with the Clerk of the Board.

Finally, Section 25210.77a(b) requires a public hearing to be set for the purpose of registering protests to the rates to be fixed by the Board of Supervisors in accordance with Government Code Section 25210.75.

Reason for Recommendation:

Emerald Meadows Zone of Benefit #98580 was formed in October 1991 to provide drainage facility, landscaping, sound wall and lighting services. In December of 1995 , your Board expanded the scope of services to include wetland related services. Formation of the Zone to fund these services was a condition of approval to obtain a final subdivision map.

Annual costs for the zone include utility bills, landscape maintenance contract and drainage management within the wetlands. The Advisory Committee appointed by your Board has advised Department of Transportation on behalf of the property owners and residents of their desire to continue to fund there services, and request that your Board adopt the annual benefit assessment to be applied to the 2008/09 tax rolls as shown on Exhibit A of the attached Resolution.

The proposed assessments are a continuation of the existing benefit assessments and represent no increase over the fiscal year 2007/08 assessments. The continued assessments are not subject to a vote under El Dorado County Charter Section 210(c).

County Counsel has determined that these assessments are exempt from the procedures and approval process of Proposition 218 under Section 5(a) of the proposition.

A public hearing to consider the proposed assessments has been scheduled for June 17, 2008 at 9:00 a.m. and noticed as required by Government Code Section 25210.77a. Notice is scheduled for publication in the Mountain Democrat on June 2, 2008 and June 12, 2008; and in the Georgetown Gazette on May 29, 2008 and June 5, 2008.

Action to be taken following Board approval:

1. The Clerk of the Board will have the Resolution recorded upon signature by the Chairman, and will provide certified copies of the Resolution to the El Dorado County Auditor-Controller and the Department of Transportation for implementation as authorized by law.
2. The Department of Transportation will provide the Auditor-Controller with the affected Assessor's Parcel Number and approved benefit assessment amount for each parcel.

Contact:

Richard W. Shepard, P.E.

Concurrences:

County Counsel