



## Legislation Details (With Text)

**File #:** 11-0914      **Version:** 1

**Type:** Agenda Item      **Status:** Adopted

**File created:** 8/2/2011      **In control:** Board of Supervisors

**On agenda:** 11/1/2011      **Final action:** 11/1/2011

**Title:** Department of Transportation recommending the Board adopt Resolution 179-2011 setting a mailed ballot election on March 6, 2012, a measure to establish a special tax for the purpose of providing road improvement and maintenance services and drainage facility maintenance services in the Many Oaks Lane Road Zone of Benefit No. 98132 within County Service Area No. 9 to replace the existing benefit assessment.

**FUNDING:** County Service Area No. 9.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A-Contract Routing Sheet, 2. B-Resolution Setting Election, 3. B1-Exhibit A to Resolution, 4. Executed Resolution 179-2011.pdf

Date	Ver.	Action By	Action	Result
11/1/2011	1	Board of Supervisors	Adopted	Pass

Department of Transportation recommending the Board adopt **Resolution 179-2011** setting a mailed ballot election on March 6, 2012, a measure to establish a special tax for the purpose of providing road improvement and maintenance services and drainage facility maintenance services in the Many Oaks Lane Road Zone of Benefit No. 98132 within County Service Area No. 9 to replace the existing benefit assessment.

**FUNDING:** County Service Area No. 9.

BUDGET SUMMARY:		
Total Estimated Cost		\$ 850.00
Funding		
Budgeted	\$ 850.00	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$ 850.00	
Change To Net County Cost		\$ 850.00

**Fiscal Impact/Change to Net County Cost:**

The estimated cost of the election is \$850.00. All costs associated with the election will be funded from the Many Oaks Lane Road Zone of Benefit assessments or special tax. There is no impact to the General Fund or the Road Fund, and there is no net County Cost.

Background: The Board of Supervisors formed the Many Oaks Lane Road Zone of Benefit No. 98132 on May 27, 1986 by Resolution 135-86 for the purpose of providing road improvement and maintenance services and drainage facility maintenance services. Since the formation, zone operations have been funded through annual benefit assessments upon each parcel of land within the zone boundaries.

A total of 97 parcels within the zone are currently assessed \$125.00 annually, generating \$12,125.00 in revenue to fund road improvement and maintenance services on 3.89 miles of roads within the zone. If the proposed measure is approved, the current benefit assessment will be replaced with a special tax in the amount of \$250.00 per parcel. If approved, the special tax will result in annual revenue of \$24,250.00 and increase of \$12,125.00 over the current assessment.

Reason for Recommendation: The zone advisory committee recently notified Department of Transportation staff of their desire to establish a special tax to replace the current benefit assessment. If approved, the special tax will increase zone revenue in order to keep pace with increased labor and material costs. The zone advisory committee prefers a special tax to a benefit assessment increase for two primary reasons. First, there are fewer administrative requirements to establish or increase a special tax amount, therefore it is less costly to the zone. Second, the zone desires to have a uniform amount charged for each parcel which cannot be accomplished through an increased benefit assessment unless supported by an engineer's report.

California state law requires approval by registered voters within the zone to establish a special tax. The Registrar of Voters must conduct an election to allow the voters to consider the special tax. The Department of Transportation requests the Board of Supervisors set the measure shown on Exhibit A to the Resolution for a mailed ballot election. Should the measure pass, the special tax will replace the existing benefit assessment. Should the measure fail to achieve the required two-thirds majority approval, the advisory committee wishes the Board to continue the existing benefit assessment at the current level.

Action to be taken following Board approval:

1. The Clerk of the Board will provide two (2) certified copies of the Resolution distributed as follows: one (1) to the Department of Transportation, and one (1) to the County Registrar of Voters.
2. The Registrar of Voters will conduct a mailed ballot election on March 6, 2012 to consider the establishment of a special tax for the purpose of providing road improvement and maintenance services and drainage facility maintenance services within the Many Oaks Lane Zone of Benefit No. 98132 with in County Service Area No. 9.

Contact:  
James W. Ware, P.E.

Concurrences: County Counsel

