



Legislation Text

File #: 24-0920, **Version:** 1

Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$260,417.60 to the El Dorado County Fire Protection District from its Development Impact Mitigation Fee Account for the equipment to outfit the District's new ladder truck at Station 28.

FUNDING: Development Impact Mitigation Fees.

DISCUSSION / BACKGROUND

The California Mitigation Fee Act (Cal. Gov. §66000 et seq.) provides for the establishment of fees to mitigate the impacts of new development on public facilities in order to maintain the established level of service. Individual Special Districts do not have the authority to establish these fees; as a result, the County establishes fees on behalf of the districts. In accordance with the Mitigation Fee Act, these revenues are segregated and deposited into a separate account for each district.

Development impact mitigation fees were first collected on the District's behalf in 1985. The District's fee was last updated in 2021, Legistar Item 21-0958 via Resolution 062-2021. In accordance with the Mitigation Fee Act, these revenues are segregated and deposited into a separate account for each district. As outlined in the District's 2021 nexus study, revenue from fees collected on new residential and commercial development may be used to pay for the development of new equipment and facilities that expand service capacity resulting from growth caused by new development.

On July 19, 2022, Legistar 22-1249, the Board of Supervisors approved the request of \$600,000 from development impact mitigation fees for the District's new ladder truck for Station 28.

On September 20, 2022, Legistar 22-1687, the Board of Supervisors approved the request for an additional \$119,836.13 to cover the increased costs of the ladder truck due to inflation and supply chain delays.

The request from the District (attached) totals \$260,417.60 for the outfitting of the new ladder truck at Station 28. The addition of the ladder truck is essential to address the potential fire concerns due to increased commercial and residential development within the Shingle Springs area and across the District.

The County has entered into an agreement with the District, whereby the District agrees to "hold County harmless and defend County and its employees, officers, and agents from any claim, liability, or action" resulting from the County's calculation, imposition, and collection of impact fees on the District's behalf.

The Chief Administrative Office recommends the disbursement of funds for the above-described uses because they are consistent with the purpose for which the fee was collected, the District and County are currently in compliance with the Mitigation Fee Act, and the indemnity agreement between the District and the County sufficiently protect the County from potential liability related to the disbursement.

ALTERNATIVES

N/A

PRIOR BOARD ACTION

See above Discussion/Background.

OTHER DEPARTMENT / AGENCY INVOLVEMENT

N/A

FINANCIAL IMPACT

There is no fiscal impact to the County. Impact mitigation fees are collected by the County on behalf of the districts and held in separate accounts. As of May 15, 2024, the account balance was \$790,491.41.

CLERK OF THE BOARD FOLLOW UP ACTIONS

N/A

STRATEGIC PLAN COMPONENT

N/A

CONTACT

Tara Stout, Principal Management Analyst