



## Legislation Details (With Text)

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**Type:** Agenda Item **Status:** Approved

**File created:** 8/30/2017 **In control:** Board of Supervisors

**On agenda:** 10/24/2017 **Final action:** 10/24/2017

**Title:** Community Development Services, Administration and Finance Division, recommending the Board approve and authorize the Chair to sign Resolution 158- 2017, setting for mailed ballot election on March 6, 2018, a measure to consider a special tax to provide road improvement and maintenance services in the Pineoakio Road Zone of Benefit 98129, within County Service Area 9, to replace the current benefit assessment.

**FUNDING:** Zone of Benefit Assessments.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - Approved Resolution Routing Sheet 10-24-17, 2. B - Resolution Setting Election 10-24-17, 3. C - Pineoakio Meeting Minutes 5-25-17 BOS 10-24-17, 4. Executed Resolution 158-2017

| Date       | Ver. | Action By            | Action   | Result |
|------------|------|----------------------|----------|--------|
| 10/24/2017 | 1    | Board of Supervisors | Approved | Pass   |

Community Development Services, Administration and Finance Division, recommending the Board approve and authorize the Chair to sign Resolution **158- 2017**, setting for mailed ballot election on March 6, 2018, a measure to consider a special tax to provide road improvement and maintenance services in the Pineoakio Road Zone of Benefit 98129, within County Service Area 9, to replace the current benefit assessment.

**FUNDING:** Zone of Benefit Assessments.

### DEPARTMENT RECOMMENDATION

Community Development Services, Administration and Finance Division (Division), recommending the Board approve and authorize the Chair to sign Resolution **158-2017**, setting for mailed ballot election on March 6, 2018, a measure to consider a special tax to provide road improvement and maintenance services in the Pineoakio Road Zone of Benefit 98129, within County Service Area 9, to replace the current benefit assessment.

### DISCUSSION / BACKGROUND

The Board of Supervisors formed the Pineoakio Road Zone of Benefit 98129 (Zone) on April 29, 1986, for the purpose of providing road improvement and maintenance services. Beginning with Fiscal Year 1986-1987, Zone operations have been funded through annual benefit assessments on each parcel of land within the Zone boundaries.

A total of 27 parcels within the Zone are currently assessed \$250 annually, generating \$6,750 in revenue to fund road improvement and maintenance services on 1.96 miles of road within the Zone. If the proposed measure is approved, the current benefit assessment will be replaced with an annual special tax in the amount of \$450 per parcel, resulting in annual revenue of \$12,150 starting Fiscal

Year 2018-2019, an increase of \$5,400 over the current assessment. The Zone Advisory Committee has not recommended the special tax be subject to annual adjustments based on an index.

The Zone Advisory Committee notified Division staff of its desire to establish a special tax to replace the current benefit assessment. A mailed ballot election was last conducted for the Zone on August 26, 2014, however, the measure failed. The Zone Advisory Committee and residents have requested another election to consider the special tax, noting that they believe there is a higher level of support for the proposed measure. If approved, the special tax will increase Zone revenue in order to complete maintenance and improvement projects not currently supported by the existing assessment. The Zone Advisory Committee prefers a special tax to a benefit assessment because the benefit assessment cannot be achieved unless supported by an Engineer's Report.

California State law requires approval by registered voters within the zone to establish or increase a special tax. The Registrar of Voters must conduct an election to allow the voters to consider the special tax. The Division requests the Board set the measure, as shown on Exhibit A of the Resolution, for mailed ballot election. Should the measure pass, the special tax will replace the existing benefit assessment. Should the measure fail to receive the required two-thirds majority approval, the Zone Advisory Committee wishes to continue the existing benefit assessment at the current level.

## **ALTERNATIVES**

The Board may choose not to approve the Resolution setting the measure for election. While there is no guarantee the measure will pass, without the election there is no opportunity for Zone voters to consider the measure to increase funding for Zone activities.

## **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel  
Elections / Registrar of Voters

## **CAO RECOMMENDATION**

It is recommended that the Board approve this item.

## **FINANCIAL IMPACT**

The cost of the mailed ballot election is estimated at \$800. All costs for the election will be paid from the Zone's existing benefit assessments. Should the measure be approved by a two-thirds majority of votes cast, the financial impact to the Zone will be an additional \$5,400 in annual revenue. There is no impact to the Road Fund associated with the mailed ballot election.

## **CLERK OF THE BOARD FOLLOW UP ACTIONS**

1) Clerk of the Board will obtain the Chair's signature on the one (1) original copy of the Resolution.  
2) Clerk of the Board will provide one (1) certified copy of the Resolution to the Community Development Services, Administration and Finance Division, attention of Elizabeth Zangari, for further processing.

## **STRATEGIC PLAN COMPONENT**

Good Governance and Infrastructure.

## **CONTACT**

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Community Development Services, Administration and Finance Division