



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530 621-5390
FAX 622-3645
www.edcgov.us/bos/

Legislation Details (With Text)

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On agenda: 9/22/2020 **Final action:** 9/22/2020

Title: Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$64,333.99 from the Georgetown Divide Recreation District ("District") Parks and Recreation Impact Mitigation Fee account to the District, or to a District account as designated by the District, for projects to expand the District's capabilities to serve new development that has occurred within the District.

FUNDING: Georgetown Divide Recreation District Development Impact Mitigation Fees.

Sponsors:

Indexes:

Code sections:

Attachments: 1. A - District Request

Date	Ver.	Action By	Action	Result
9/22/2020	1	Board of Supervisors	Approved	Pass

Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$64,333.99 from the Georgetown Divide Recreation District ("District") Parks and Recreation Impact Mitigation Fee account to the District, or to a District account as designated by the District, for projects to expand the District's capabilities to serve new development that has occurred within the District.

FUNDING: Georgetown Divide Recreation District 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. Development impact mitigation fees were first collected on the District's behalf in 2012.

In accordance with the Mitigation Fee Act, these revenues have been placed in a separate account. The District is requesting reimbursement for administration and one project that expands recreation facilities and opportunities within the District:

-Greenwood Park Expansion	\$60,876.49
-Administration	<u>\$ 3,457.50</u>
Total Request:	\$64,333.99

The County and District have entered into an agreement 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 (File No. 17-1290).

The Chief Administrative Office recommends the disbursement of funds for the above-described use because it is 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 protects the County from potential liability related to the disbursement.

The District's request is attached to this report.

ALTERNATIVES

N/A

OTHER DEPARTMENT / AGENCY INVOLVEMENT

Georgetown Divide Recreation District

FINANCIAL IMPACT

There is no impact to the County's budget. Impact mitigation fees are collected by the County on behalf of the District and held in a separate account. The revenues may only be used by the District for purposes that comply with the Mitigation Fee Act.

CLERK OF THE BOARD FOLLOW UP ACTIONS

N/A

STRATEGIC PLAN COMPONENT

N/A

CONTACT

Sue Hennike, Deputy CAO