



## Legislation Details (With Text)

<b>File #:</b>	21-1248	<b>Version:</b>	1
<b>Type:</b>	Agenda Item	<b>Status:</b>	Approved
<b>File created:</b>	7/21/2021	<b>In control:</b>	Board of Supervisors
<b>On agenda:</b>	8/10/2021	<b>Final action:</b>	8/10/2021
<b>Title:</b>	Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$40,638.46 from the Cameron Park Community Services District ("District") Parks and Recreation Impact Mitigation Fee account to the District for the new Cameron Park Lake Splash Pad project, which will expand the District's capabilities to serve new development that has occurred within the District.		

FUNDING: Cameron Park Community Services District Development Impact Mitigation Fees.

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. A - Disbursement Request

Date	Ver.	Action By	Action	Result
8/10/2021	1	Board of Supervisors	Approved	Pass

Chief Administrative Office recommending the Board order the Auditor-Controller to disburse \$40,638.46 from the Cameron Park Community Services District ("District") Parks and Recreation Impact Mitigation Fee account to the District for the new Cameron Park Lake Splash Pad project, which will expand the District's capabilities to serve new development that has occurred within the District.

**FUNDING:** Cameron Park Community Services 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 1997. The District's fee was last updated in 2019 (File No. 19-1347). 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 2019 nexus study, revenue from fees collected on new development may be used to pay for the development of new park and recreational facilities in existing parks that expand service capacity resulting from population growth caused by new development.

As a result of new development that has occurred within the District, the District has identified the need to increase services by expanding recreation operating hours and creating a playground meeting Americans with Disabilities Act requirements for accessibility. During the months of February

through June 2021, \$40,638.46 was expended for professional services rendered for design and construction documents for the Cameron Park Lake Splash Pad.

The District's request for the full project is attached, along with an invoice for the total amount expended.

The County and District have entered into an agreement dated December 19, 2017, 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.

## **ALTERNATIVES**

N/A

## **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Cameron Park Community Services District Services 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**

Jennifer Franich, Principal Management Analyst