

## RESOLUTION NO. 24-

### A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO DECLARING ITS INTENTION TO ESTABLISH THE MENDOCINO COUNTY HOSPITAL IMPROVEMENT DISTRICT AND FIXING THE TIME AND PLACE OF A PUBLIC MEETING AND A PUBLIC HEARING THEREON AND GIVING NOTICE THEREOF

**WHEREAS**, the Property and Business Improvement Law of 1994, Streets and Highways Code § 36600 et seq. ("District Law"), authorizes Mendocino County ("County") to establish business improvement districts for the purposes of promoting activities that benefit businesses, including, but not limited to economic development; and

**WHEREAS**, the proposed district will provide specific benefits to assessed businesses located in the County and licensed as general acute care hospitals by the California Department of Public Health ("Hospitals");

**WHEREAS**, the specific benefits will include additional resources to support the Hospitals' provision of healthcare services to low-income and needy members of the community; and

**WHEREAS**, the County has prepared a draft Management District Plan ("Plan"), which sets forth the boundary of the proposed district, a service plan and budget, and a proposed means of direct governance by the County's Board of Supervisors ("Board"); and

**WHEREAS**, the boundary of the proposed district encompasses the cities of Fort Bragg, Point Arena, Ukiah, and Willits; and

**WHEREAS**, the County will request consent from the cities of Fort Bragg, Point Arena, Ukiah, and Willits to form the proposed district that encompasses their respective jurisdictions, as required by § 36620.5 of the District Law; and

**WHEREAS**, owners of the Hospitals that will pay one hundred percent (100%) of the assessment under the district supported this action by signing petitions in favor of the formation of the district by the Board; and

**WHEREAS**, the County will mail notices on or before \_\_\_\_\_ regarding the upcoming public meeting, which will not be held until at least ten (10) days after the notice is mailed, during which owners of the Hospitals can comment; and

**WHEREAS**, the County will hold a public hearing at least forty-five (45) days after the County mails notice; and

**WHEREAS**, if the Board finds that there is not a majority protest against formation of the proposed district, the Board may adopt a Resolution of Formation after concluding the public hearing;

### NOW, THEREFORE, BE IT RESOLVED BY THE BOARD THAT:

1. The recitals set forth herein are true and correct.

2. The Board finds that the Hospitals that will pay one hundred percent (100%) of the assessment proposed in the Plan have signed and submitted petitions in support of the formation of the district.
3. The Board accepts the petitions and adopts this Resolution of Intention to establish the district and to levy an assessment on Hospitals in accordance with the District Law.
4. The Board finds that the Plan satisfies all requirements of § 36622 of the District Law.
5. The Board declares its intention to establish the district and to levy and collect assessments on the Hospitals pursuant to the District Law.
6. The district shall include all Hospitals located within the County, and the boundary of the district shall be coextensive with the boundary of the County, as shown in the map attached as Exhibit A.
7. The name of the district shall be Mendocino County Hospital Improvement District ("MCHID").
8. The County will set an annual assessment rate.
9. The assessments levied for the MCHID shall be applied toward providing additional resources to support the hospitals' provision of healthcare services to low-income and needy members of the community, as described in the Plan.
10. Funds remaining at the end of any year may be returned to the businesses assessed under the MCHID or used in subsequent years in which MCHID assessments are levied as long as they are used consistent with the requirements of this resolution and the Plan.
11. The proposed MCHID will have a five- (5-) year term, beginning July 1, 2024 through June 30, 2029, unless renewed pursuant to Streets and Highways Code § 36660.
12. Bonds shall not be issued.
13. The time and place for the public meeting to hear testimony on establishing the MCHID and levying assessments are set for \_\_\_\_\_, at \_\_\_\_ AM, or as soon thereafter as the matter may be heard, at the County Board Chambers located at 501 Low Gap Road, Ukiah, CA 95482.
14. The time and place for the public hearing to establish the MCHID and the levy of assessments are set for \_\_\_\_\_, at \_\_\_\_ AM, or as soon thereafter as the matter may be heard, at the Board Chambers located at 501 Low Gap Road, Ukiah, CA 95482.

15. The Clerk of the Board is directed to provide written notice to the Hospitals of the date and time of the meeting and hearing, and to provide that notice as required by Streets and Highways Code § 36623, no later than \_\_\_\_\_.
16. At the public meeting and hearing the testimony of all interested persons for or against the establishment of the MCHID may be received.
17. If at the conclusion of the public hearing, there are of record written protests by the owners of the Hospitals that will pay more than fifty percent (50%) of the estimated total assessment of the entire MCHID, no further proceedings to establish the MCHID shall occur for a period of one year.
18. The complete Plan is on file with the Clerk of the Board and may be reviewed upon request.
19. This resolution shall take effect immediately upon its adoption by the Board of Supervisors.

THIS RESOLUTION was passed by the Board of Supervisors of the County of Mendocino at a regular meeting thereof held on \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSENT OR NOT VOTING:

ATTEST: \_\_\_\_\_  
Clerk of the Board

By: \_\_\_\_\_  
Deputy

\_\_\_\_\_  
Chair, Board of Supervisors

APPROVED AS TO FORM;

\_\_\_\_\_  
County Counsel

By: \_\_\_\_\_

**EXHIBIT A**  
**Mendocino County Hospital Improvement District Boundaries**

