



Mendocino County

Legislation Details (With Text)

File #: 21-0938 **Version:** 1 **Name:**
Type: Presentations **Status:** Agenda Ready
File created: 8/10/2021 **In control:** Board of Supervisors
On agenda: 8/17/2021 **Final action:**
Title: Discussion and Possible Action Including Direction to County Staff to Continue Work On Necessary Steps to Implement the County Service Area 3 Benefit Zone Pilot Program for the Sherwood Road Area, Determine and Designate an Appropriate Department for Oversight, Approve and Authorize Expenditure of Designated Funds in the Planning and Building Budget for Contracting up to \$15,000 and Acknowledge Land Improvement Budget Unit 1910 Has Expended \$20,000 in Staff Effort to Date and Anticipates That an Additional \$20,000 to \$40,000 in Staff Effort Will Be Required to Complete This Process for a Total Estimated Cost Of \$60,000 (Sherwood Road Area)
(Continued from August 3, 2021)
(Sponsors: Supervisor Gjerde, Supervisor Haschak and Transportation)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2020-12-07 NRCM Benefit Zone Map January 25, 2021, Meeting, 2. SFC Improved & Unimproved Lots Boundary Benefit Zone Map August 3, 2021, Meeting, 3. 08-02-21 Local Agency Formation Commission Correspondence, 4. 08-03-21 Local Agency Formation Commission Correspondence

Date	Ver.	Action By	Action	Result
8/17/2021	1	Board of Supervisors		

To: Board of Supervisors

From: Transportation, Supervisor Gjerde and Supervisor Haschak

Meeting Date: August 17, 2021

Department Contact: Dan Gjerde **Phone:** 463-4441
Department Contact: John Haschak **Phone:** 463-4441
Department Contact: Howard N. Dashiell **Phone:** 463-4363

Item Type: Regular Agenda

Time Allocated for Item: 15 Mins.

Agenda Title:

Discussion and Possible Action Including Direction to County Staff to Continue Work On Necessary Steps to Implement the County Service Area 3 Benefit Zone Pilot Program for the Sherwood Road Area, Determine and Designate an Appropriate Department for Oversight, Approve and Authorize Expenditure of Designated Funds in the Planning and Building Budget for Contracting up to \$15,000 and Acknowledge Land Improvement Budget Unit 1910 Has Expended \$20,000 in Staff Effort to Date and Anticipates That an Additional \$20,000 to \$40,000 in Staff Effort Will Be Required to Complete This Process for a Total Estimated Cost Of \$60,000 (Sherwood Road Area)
(Continued from August 3, 2021)
(Sponsors: Supervisor Gjerde, Supervisor Haschak and Transportation)

Recommended Action/Motion:

Direct staff to continue working on necessary steps to implement the County Service Area 3 Benefit Zone Pilot Program for the Sherwood Road area, determine and designate an appropriate department for oversight, approve and authorize expenditure of designated funds in the Planning and Building budget for contracting up to \$15,000 and acknowledge Land Improvement Budget Unit 1910 has expended \$20,000 in staff effort to date and anticipates that an additional \$20,000 to \$40,000 in staff effort will be required to complete this process for a total estimated cost of \$60,000 (Sherwood Road Area).

Previous Board/Board Committee Actions:

The Board of Supervisors (BOS) appointed the ad hoc committee for one-way-in, one-way-out communities. The Board of Supervisors has approved the continuation of County Service Area 3 (CSA 3) and budgeted for its continuance. On January 25, 2021, the Board received a presentation on a plan to implement the CSA 3 Benefit Zone Pilot Program for the Sherwood Road area and designate an appropriate department and authorize expenditure of designated funds in the Planning and Building budget for contracting up to \$15,000.

Summary of Request:

Sherwood Firewise Communities (SFC) has been working with the BOS's ad hoc committee. SFC has obtained grants from the Community Foundation of Mendocino County and pro bono work by Kronick Moskovitz Tiedemann & Girard law firm in Sacramento, to develop and create the framework for a benefit zone using CSA 3. Much work has already been done to provide critical access for firefighters during the Oak Fire and to relieve incoming traffic on Sherwood Road so that a safe evacuation was executed. Creation of a benefit zone for Sherwood Road using the CSA 3 structure will allow continual maintenance of these emergency access routes. County Counsel has been involved in the planning meetings.

Next steps will require staff time and additional resources to have an engineering report done and to run an election in order to set up the benefit zone:

1. Land Improvement Budget Unit (BU) 1910 has expended \$20,000 in staff effort to date and anticipates that an additional \$20,000 to \$40,000 in staff effort will be required to complete this effort for a total estimated cost of \$60,000.
2. Timeline to complete this effort so an approved assessment can be included on the Fiscal Year (FY) 22-23 tax bill is anticipated to include a Board of Supervisors agenda item - Notice of Intent to Form a CSA 3 Zone of Benefit (ZoB) on August 30, 2021. A second Board of Supervisors agenda item to conclude the ballot process and certify the results on December 7, 2021.
3. Direction from the Board to establish a perimeter boundary for the ZoB (Brooktrails Fire District boundary plus the Gates Subdivision boundary), see attached Benefit Zone Map January 25, 2021, exhibit.
4. Direction for ZoB defensible assessment to collect from all parcels or just improved parcels.
5. Additional funding for Consultant Engineering Report vs. using the Mendocino County Engineer.
6. Additional funding for expense for mailing approximately 3,000 to 5,000 ballots.
7. Direction to County Counsel to review complete Engineers Report for legal adequacy.

Direction is requested from the BOS to direct staff to continue this process, determine the appropriate department for oversight, and approve funding for the engineer's report for the pilot program.

Alternative Action/Motion:

Delay or suspend effort on this project.

How Does This Item Support the General Plan? N/A

Supervisory District: District 3

vote requirement: Majority

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: Planning and Building Services

current f/y cost: FY 20-21 - \$15,000

annual recurring cost: FY 21-22 - \$60,000
(Estimated)

budget clarification: BU 1910 Salary Savings

budgeted in current f/y: No

if no, please describe:

revenue agreement: No

Agreement/Resolution/Ordinance Approved by County Counsel: N/A

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Date: August 18, 2021

Final Status: **Direction Given to Staff**

