



Mendocino County

Legislation Text

File #: 17-0605, **Version:** 1

To: Board of Supervisors

From: Transportation

Meeting Date: August 1, 2017

Department Contact: Howard N. Dashiell

Phone: 463-4363

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Adoption of Resolution Approving and Levying a Special Tax for Fiscal Year 2017-2018 in the Amount of \$46.04 on Each Parcel Within the Lakewood Lighting District of Mendocino County (Ukiah Area)

Recommended Action/Motion:

Adopt Resolution approving and levying a Special Tax for Fiscal Year 2017-2018 in the amount of \$46.04 on each parcel within the Lakewood Lighting District of Mendocino County (Ukiah Area); and authorize the Chair to sign same.

Previous Board/Board Committee Actions:

By Resolution 08-185 (September 23, 2008), the Board accepted a petition to create Lakewood Lighting District of Mendocino County, directing Clerk of the Board to schedule a public hearing and directing the County Assessor/Clerk Recorder to establish an election to determine if the district shall be formed. By Resolution 08-210 (October 21, 2008), the Board established the Lakewood Lighting District of Mendocino County and established and levied a Special Tax on each parcel within said District for the purpose of operating and maintaining the District. By Resolution 10-129 (August 10, 2010), the Board approved and levied a Special Tax for Fiscal Year 2010-2011 on each parcel within the Lakewood Lighting District of Mendocino County.

Summary of Request:

On September 23, 2008, the Board of Supervisors received a petition from Rural Communities Housing Development Corporation requesting the Board establish a lighting district within the Lakewood Homes Subdivision. Under the provisions of Proposition 218, an election may be held to allow property owners to determine whether a special tax should be levied to establish and operate such a district. On October 17, 2008, an election was held and all property owners voted in favor of the establishment of the lighting district. On October 21, 2008, the Board conducted a public hearing and, by Resolution 08-210, established the Lakewood Lighting District and levied a special tax on each parcel for the purpose of operating and maintaining the district. The initial tax was set at \$120.00 per parcel. Streets and Highways Code Section 19000 provides that after the first fiscal year in which the Special Tax is established, the Board of Supervisors acting as the governing body of the District, shall annually make an estimate of the cost, and levy a tax in that amount, for conducting and maintaining the District for the ensuing fiscal year. Following the first fiscal year, the Board approved and levied a special tax of \$41.00 per parcel based on the then current estimate for operating and maintaining the district submitted by Mendocino County Department of Transportation (MCDOT). The

special tax has remained at \$41.00 per parcel annually since that time, which has been sufficient to cover the costs of operating and maintaining the lighting district. The special tax has not been presented to the Board since 2010 as MCDOT staff inadvertently believed the special tax only needed to be approved by the Board in the event of requesting an increase. Due to rising Pacific Gas & Electric facility charges and electric rates, MCDOT now estimates an increase is necessary. MCDOT has estimated the cost of conducting and maintaining the District for Fiscal Year 2017-2018 to be \$46.04 per parcel. It is now appropriate for the Board to levy the Special Tax for Fiscal Year 2017-2018 for the Lakewood Lighting District of Mendocino County in the amount of \$46.04 per parcel.

Alternative Action/Motion:

Reject the proposed Special Tax; however this action would preclude the Tax Collector from applying the appropriate tax increment on Fiscal Year 2017-2018 tax bills.

Supplemental Information Available Online at: N/A

Fiscal Impact:

Source of Funding: N/A

Current F/Y Cost: N/A

Budgeted in Current F/Y: N/A

Annual Recurring Cost: N/A

Supervisory District: District 1

Vote Requirement: Majority

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Janelle Rau, Deputy CEO

CEO Review: Yes

CEO Comments:



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Executed By: Nicole French

Date: AUGUST 2, 2017

Note to Department:

Final Status: Adopted

Executed Item Number: Resolution 17-109