

**MEMORANDUM
DEPARTMENT OF FACILITY SERVICES
COUNTY OF PLACER**

To: **BOARD OF SUPERVISORS**

Date: **JUNE 10, 2008**

From:  **JAMES DURFEE / ALBERT RICHIE**

Subject: **PUBLIC HEARING FOR THE GRANITE BAY PARKS, TRAILS AND OPEN SPACE ASSESSMENT DISTRICT**

ACTION REQUESTED / RECOMMENDATION: Conduct a Public Hearing to consider the adoption of a Resolution approving the Engineer's Report, confirming diagram and assessment and ordering levy of assessment for Fiscal Year 2008-2009 for the Granite Bay Parks, Trails and Open Space Assessment District.

BACKGROUND: The Granite Bay Parks, Trails and Open Space Assessment District ("District"), is a district formed under the Lighting and Landscape Act of 1972 as a result of the property owners in the Granite Bay area voting to approve a "special benefit" assessment in 2001. This District provides funding for maintenance, administration and improvements of public recreational facilities and properties in the Granite Bay area. The initial assessment in the amount of \$58.00 was imposed during the 2002-2003 Fiscal Year. In addition, the County General Fund makes an annual contribution that was initially set at \$65,000.00 to the District to offset the "general benefit" the district provides to the public.

The parks maintained by the District are: the Treelake Park, the Douglas Ranch Park, the Sterling Pointe Park, Granite Bay Park, Ronald L. Feist Park, Miners Ravine Nature Preserve, various trails and staging areas in the community and the recently opened Franklin School Community Park. County staff works closely with the very active Granite Bay community through the Granite Bay Municipal Advisory Council Parks Subcommittee, the Horseshoe Bar MAC, the Roseville Joint Union High School District, the Eureka Union School District, the Loomis Union School District and with various non-profit and user groups in providing an acceptable level of service to this district and the planning of additional amenities to the parks.

On an annual basis, State law requires your Board take three actions to continue the assessments for the following fiscal year. On March 11, 2008, your Board adopted Resolution No. 2008-55 directing the preparation of the Engineer's Report for the District and initiating the assessment process for the 2008-2009 Fiscal Year. On April 29, 2008, your Board adopted a Resolution of Intention to levy assessments for the 2008-2009 Fiscal Year (Resolution No. 2008-104). The third step in levying assessments for upcoming fiscal year is to conduct a Public Hearing to consider the adoption of a Resolution approving the Engineer's Report, confirming the diagram and assessment, and ordering the levy of assessments.

The Engineer's Report defines the budget and expenditure plan for the upcoming fiscal year, the method of apportionment, a discussion of the benefit and special benefit, the method of assessment, the assessment apportionment, the assessment diagram and the assessment roll. This Report is available for review at the Clerk of the Board's Office. The initial voter approval process included an annual cost of living adjustment (COLA) based on the change in the Consumer Price Index for the San Francisco Bay Area (CPI) with the maximum annual adjustment not to exceed 3%. The CPI increased 3.84% from January 2006 to January 2007, thus the assessment rates for 2008-2009 have been increased by 3%.

ENVIRONMENTAL CLEARANCE: This is an administrative action required pursuant to State law. As such, it is not a separate project and is not subject to further environmental review.

FISCAL IMPACT: The assessment for the current fiscal year is \$63.76 per benefit unit that is expected to generate \$505,391.00 in assessment revenue. The current year budget also includes a General Fund contribution and other miscellaneous revenues that add an additional \$98,441.00 in funding for total revenues of \$603,832.00. The proposed assessment for 2008-2009 will increase by \$1.92 per benefit unit to \$65.68 per benefit unit. It is anticipated the assessment revenue will total \$516,935.00 for the 2008-2009 Fiscal Year. Since its inception, the annual assessment has increased an average of just over 2% per year including this proposed increase. During this same time period, operating costs have exceeded the cost of living in many areas (i.e. cost of fuel for vehicles and equipment). While staff will continue to explore options to provide services in a more efficient manner, this proposed increase is necessary to continue to provide an acceptable level of service to the community. This assessment revenue will fund maintenance, administration and improvements within the District.

AVAILABLE FOR REVIEW AT CLERK OF THE BOARD'S OFFICE: ENGINEER'S REPORT

ATTACHMENT: RESOLUTION

JD:AR:DB

CC: COUNTY EXECUTIVE OFFICE

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Before the Board of Supervisors County of Placer, State of California

In the matter of: A RESOLUTION APPROVING
ENGINEER'S REPORT, CONFIRMING DIAGRAM
AND ASSESSMENT AND ORDERING LEVY OF
ASSESSMENT FOR FISCAL YEAR 2008-2009
FOR THE GRANITE BAY PARKS, TRAILS AND
OPEN SPACE ASSESSMENT DISTRICT

Resol. No: _____

Ord No: _____

First Reading: _____

The following RESOLUTION was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held _____, 2008, by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Attest:
Clerk of said Board

Chairman, Board of Supervisors



BE IT RESOLVED, by the Board of Supervisors of the County of Placer, State of California, that:

1. By its Resolution No. 2001-333, this Board ordered the formation of and levied the first assessment within the Granite Bay Parks, Trails and Open Space Assessment District (the "Assessment District") for fiscal year 2002-2003, pursuant to the Landscaping and Lighting Act of 1972 (Part 2 of Division 15 of the California Streets and Highways Code (commencing with Section 22500 thereof) (the "District").
2. By its Resolution No. 2008-55 this Board designated SCI Consulting Group as Engineer of Work and ordered the preparation of an Engineer's Report for the Granite Bay Parks, Trails and Open Space Assessment District for fiscal year 2008-2009.
3. Pursuant to said Resolution, the Engineer's Report was prepared by SCI Consulting Group, Engineer of Work, in accordance with 22565, et seq., of the Streets and Highways Code (the "Report") and Article XIID of the California Constitution; the Report has been made, filed with the Clerk of the Board and duly considered by the Board and is hereby deemed sufficient and approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing Resolution.
4. On June 10, 2008, at 9:45 a.m. in the Chambers of the Placer County Board of Supervisors, 175 Fulweiler Avenue, Auburn, California, a hearing was held by this Board on the question of the levy of the proposed assessment, notice of which hearing was given as required by law.

5. At the appointed time and place the hearing was duly and regularly held, and all persons interested and desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to the levy were fully heard and considered by this Board, and all oral statements and all written protests or communications were duly heard, considered and overruled, and this Board thereby acquired jurisdiction to order the levy and the confirmation of the diagram and assessment prepared by and made a part of the Engineer's Report to pay the costs and expenses thereof.
6. Based on the oral and documentary evidence, including the Engineer's Report, offered and received at the hearing, this Board expressly finds and determines (a) that each of the several lots and parcels of land will be specially benefited by the maintenance of the improvements at least in the amount if not more than the amount, of the assessment apportioned against the lots and parcels of land, respectively, and (b) that there is substantial evidence to support, and the weight of the evidence preponderates in favor of, the aforesaid finding and determination as to special benefits.
7. The assessment to pay the costs and expenses of the maintenance of the improvements for fiscal year 2008-2009 is hereby levied and the diagram and assessments included in the Engineer's Report are hereby confirmed. For further particulars pursuant to the provisions of the Landscaping and Lighting Act of 1972, reference is hereby made to the Resolution Directing Preparation of Engineer's Report.