

**PLACER COUNTY
OFFICE OF EMERGENCY SERVICES**

M E M O R A N D U M

To: Honorable Board of Supervisors

From: David Boesch, County Executive Officer
by: John McEldowney, Program Manager of Emergency Services

Date: September 24, 2013

Subject: **2013 North Tahoe Fire Protection District Fire Facilities Impact Fee Study and Capital Facilities and Fire Mitigation Fee Expenditure Plan**

ACTION REQUESTED

Adopt a resolution approving the 2013 North Tahoe Fire Protection District *Fire Facilities Impact Fee Study and Capital Facilities and Fire Mitigation Fee Expenditure Plan* which includes a new capital mitigation fee for fire service with the new fee being set at \$1.01, \$0.67, \$0.87, and \$0.58 per square foot for new residential, commercial, office, and industrial development respectively, and includes an annual fee increase methodology based on the Construction Cost Index as reported in the *Engineering News Record*.

BACKGROUND

The focus of the North Tahoe Fire Protection District's (NTFPD) Fire Facilities Impact Fee Study and Capital Facilities and Fire Mitigation Fee Expenditure Plan is to provide funding for the additional apparatus and equipment that are required as a direct result of the increase in fire service demand brought on by new development. New development must pay for its fair share of system enhancements required due to increased demand for service. Because the base property tax and special assessment revenue accruing to NTFPD is wholly devoted to current operations, fire facilities impact fees are needed to provide the funding needed for planned fire facilities.

Legal Authority/Guidelines

California Government Code 66000 *et seq* (CGC 66000) provides the authority and conditions by which local agencies may collect fees from new development to offset the impact of that new development on local services such as fire protection. In establishing a new Capital Mitigation Fee for Fire Service, CGC 66001 provides requirements and guidelines related to the imposition of a fee, to include the preparation of a capital improvement plan (CIP). Some of the requirements of the CIP are to:

- Identify the purpose of the fee.
- Identify the specific use to which the fee is to be put
- Determine a reasonable relationship between the fee's use and the type of development on which the fee is imposed.
- Determine a reasonable relationship between the need for the public facility and the type of development project on which the fee is imposed.
- Determine a reasonable relationship between the fee and the cost of the public facilities (or portion) attributable to the development.

NTFPD Fire Facilities Impact Fee Study

NTFPD retained the services of *Goodwin Consulting Group*, an experienced public sector financial consulting firm, to produce the NTFPD Fire Facilities Impact Fee Study. The Study addresses all legal requirements as established in CGC 66000-08.

Study Scope:

The Study covers the entire area within the NTFPD boundaries. NTFPD provides fire protection services, such as fire, rescue, and pre-hospital emergency medical services, to residents and employees within the District out of five fire stations. The NTFPD currently serves approximately 12,500 residents and employees. The study projects the service population will grow by nearly 40% by 2035.

Study Summary:

The Study supports a mitigation fee of \$1.01, \$0.69, \$0.87, and \$0.58 per square foot of new residential, commercial, office, and industrial development respectively.

**Existing and Proposed Rates
(\$/Ft²)**

	Existing	Proposed	% increase
Residential	0.89	1.01	13%
Nonresidential			
• Commercial	0.67	0.69	0.03%
• Office	0.84	0.87	0.04%
• Industrial	0.58	0.58	No change

The study further identifies the current summary of existing facilities of \$20,432,743, with planned system enhancements totaling \$9,052,560.

Capital Facilities and Fire Mitigation Fee Expenditure Plan:

The Board of the North Tahoe Fire Protection District held a noticed public hearing to review the plan on August 21, 2013. At that meeting the district performed an annual review of its plan resulting in its adoption by passage of the District's Board Resolution Number 07-2013.

NTFPD has a current mitigation fund balance of \$53,694 and projects mitigation fee revenues of \$75,000 to \$80,000 annually over the next five years. Mitigation fund expenditures for FY 2012-13 total \$115,000 which includes \$90,000 in continued expenses toward station 51, \$15,000 for Goodwin Consulting services, and \$10,000 in engine equipment.

FISCAL IMPACT

There is no net County cost to the General Fund as a result of this action.

Available for Public Review at the Office of the Clerk of the Board:

- 2013 Suzan Goodwin Consulting Group Fire Facilities Impact Fee Study
- 2013 NTFPD Capital Facilities and Fire Mitigation Fee Expenditure Plan

Attachments:

- Resolution
- NTFPD Board of Directors Resolution 07-2013
- Proof and Statement of Publication

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

In the matter of:

Resol. No: _____

**A RESOLUTION APPROVING THE
NORTH TAHOE FIRE PROTECTION DISTRICT
FIRE FACILITIES IMPACT FEE STUDY AND
CAPITAL FACILITIES AND FIRE MITIGATION
FEE EXPENDITURE PLAN**

The following **RESOLUTION** was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held **SEPTEMBER 24, 2013** by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Chairman, Board of Supervisors

Attest:

Clerk of said Board _____

WHEREAS, Government Code 66000 *et seq* (GC 66000) allows local agencies to collect fees on new development to offset resultant impacts on services, but fire districts in and of themselves do not have direct legal authority to levy fees. That authority, in fact, rests with the Board of Supervisors, which codified the requisite legal framework, specifically for fire districts, in County Code Chapter 15.36.010; and

WHEREAS, GC 66000 requires that in order to collect mitigation fees on new development, the fire district must annually prepare and submit to the Board of Supervisors, a Capital Facilities and Fire Mitigation Fee Expenditure Plan that delineates and supports a proposed fee schedule; and

WHEREAS, the North Tahoe Fire Protection District Board of Directors held a public hearing on August 21, 2013 at which meeting the Board adopted the Capital Facilities and Fire Mitigation Fee Expenditure Plan by passing Resolution Number 7-2013. The plan adopts a rate of \$1.01/ft² for residential, and three separate rates for nonresidential property: \$0.69/ft² for commercial, \$0.87/ft² for office, and \$0.58/ft² for industrial. Increases in future years will be based on the Consumer Price Index as reported in the *Engineering News Record*; and

WHEREAS, North Tahoe Fire Protection District has a current fund balance of \$53,694, it projects revenues of \$75,000 to \$80,000 annually for the next five years. Mitigation fund expenditures for FY 2012-13 total \$115,000 which includes \$90,000 in continued expenses toward station 51, \$15,000 for Goodwin Consulting services, and \$10,000 in engine equipment.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the County of Placer that the 2013 Capital Facilities and Fire Mitigation Fee Expenditure Plan for the North Tahoe Fire Protection District is hereby approved.



RESOLUTION 07 - 2013
OF THE
NORTH TAHOE FIRE PROTECTION DISTRICT

A RESOLUTION ADOPTING THE CAPITAL FACILITIES
AND
MITIGATION FEE EXPENDITURE PLAN FOR THE FISCAL YEAR 2012/2013

WHEREAS, at the Regular Meeting held at 4:45 p.m. on August 21, 2013, at 222 Fairway Drive, Tahoe City, California, the Board of Directors of the North Tahoe Fire Protection District of Placer County reviewed the Capital Facilities and Mitigation Expenditure Plan for the Fiscal Year 2012/2013 regarding historical data about staffing and inventory to develop estimations of adequate staffing levels and capital inventory. This information has been used to develop a fair and equitable mitigation fund equation for utilization of these funds.

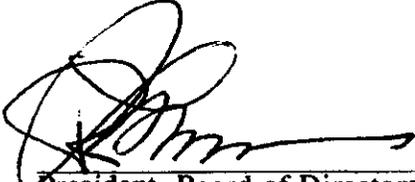
WHEREAS, the Board of Directors and staff carefully reviewed and approved the Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2012/2013.

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors requests that staff distribute the Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2012/2013 to the Placer County Board of Supervisors for their review.

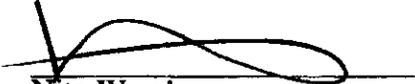
PASSED AND ADOPTED at a Regular Meeting of the Board of Directors of the North Tahoe Fire Protection District held on August 21, 2013, by the following Roll Call Vote:

AYES: Directors Baffone, Correa, Hale and Potts
NOES: Director Loverde
ABSENT: None
ABSTAIN: None

Attest:



President, Board of Directors



Nita Wracker
Clerk of the Board

SIERRA SUN

P.O. Box 1888 Carson City, NV 89702
(775) 881-1201 FAX: (775) 887-2408

Customer Account: # 1066639

Legal Account

North Tahoe Fire Protection Dist.
PO BOX 5879
TAHOE CITY, CA 96145
Attn: Nita Wracker

Victoria Lopez says:

That (s)he is a legal clerk of the **SIERRA SUN**, a newspaper published Wednesday and Friday at Truckee, in the State of California.

Copy Line

Capital Facilities Notice

PO#:

Ad #: 9435740D

of which a copy is hereto attached, was published in said newspaper for the full required period of **2** time(s) commencing on **8/7/2013**, and ending on **8/9/2013**, all days inclusive.



Signed: _____

Date: 08/13/2013 State of Nevada, Carson City

Price: \$ 116.580

Subscribed and sworn to before me this ____ day of _____

Notary Public

Proof and Statement of Publication Ad #: 9435740D

NOTICE OF HEARING

BY WHOM: North Tahoe Fire Protection District

LOCATION: North Tahoe Fire Protection District
222 Fairway Dr.
Tahoe City, CA

DATE: August 21, 2013

SUBJECT: ADOPTION, BY RESOLUTION, A CAPITAL FACILITIES AND MITIGATION FEE EXPENDITURE PLAN FOR THE FISCAL YEAR 2012/2013

The Board will be adopting a Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2012/2013. A public hearing on this matter will be held on Wednesday, August 21, 2013, at 4:45 p.m. at the North Tahoe Fire Protection District, 222 Fairway Dr., Tahoe City, Placer County, California. Any interested person may be present at the public hearing or may submit written comments concerning the proposed Resolution. Written comments must be received not later than 5:00 p.m. on Wednesday, August 14, 2013. Comments may be hand delivered to the North Tahoe Fire Protection District, 222 Fairway Dr., Tahoe City, or by mail to P.O. Box 5879, Tahoe City, CA 96145. Copies of the proposed Resolution are available for public review by contacting the Clerk of the Board at 530-583-6913.

Nita Wracker
Clerk of the Board

Pub: August 7, 2013

Ad#9435740

