

**PLACER COUNTY  
OFFICE OF EMERGENCY SERVICES**

**MEMORANDUM**

**To:** Honorable Board of Supervisors

**From:** Thomas Miller, County Executive Officer  
by Rui Cunha, Program Manager, Office of Emergency Services

**Date:** October 10, 2006

**Subject:** **Adopt a Resolution Approving the North Tahoe Fire Protection District  
2006 Capital Facilities and Mitigation Fee Expenditure Plan with a 5.234%  
Mitigation Fee Increase**

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**ACTION REQUESTED**

That your Board adopts a resolution approving the *North Tahoe Fire Protection District 2006 Capital Facilities and Mitigation Fee Expenditure Plan* with a 5.234% mitigation fee increase.

**BACKGROUND**

Government Code 66000 *et seq* (GC 66000) allows local agencies to *collect*, but not to *levy* fees to offset the impact of new development on local services. Legal authority to *levy* fees in fact rests with the Board of Supervisors. The Board did enable fire protection districts to collect development fees by creating a legal framework for collections (County Code Chapter 15.36.010). However, per GC 66000, in order for a fire district to collect fees it must prepare an annual Capital Facilities (or Capital Improvements) Plan, which is subject to approval by the Board of Supervisors.

The Board of Directors of the North Tahoe Fire Protection District held a properly noticed public hearing on September 20, 2006, and at the meeting confirmed the Capital Facilities and Mitigation Fee Expenditure Plan by passing Resolution 7-2006.

The plan increases fees by 5.234% based on the increase in the Consumer Price Index (CPI-U, San Francisco, Oakland, San Jose) for the period August 2004 - June 2006. The District's last increase was 1% approved in August 2004.

For FY 2005-2006, the District had a beginning mitigation fund balance of \$147,820 and mitigation fee revenues of \$98,490 and \$6,319 in interest. FY 2005-06 expenditures were \$81,806 leaving a year end mitigation fee fund balance of \$170,823. Expected FY 2006-2007 mitigation fee revenue is \$85,000.

**FISCAL IMPACT**

There is no impact to the general fund as a result of this action.

**Attachments:**

- Resolution
- Proof of Publication
- North Tahoe Fire Protection District Resolution 7-2006
- North Tahoe Fire Protection District Capital Facilities Plan and Mitigation Fees Expenditure Plan -Available for review at the Clerk of the Board's Office

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

In the matter of:

Resol. No: \_\_\_\_\_

**A RESOLUTION APPROVING THE 2006  
NORTH TAHOE FIRE PROTECTION DISTRICT  
CAPITAL FACILITIES AND 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 **OCTOBER 10, 2006** 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**, as a requirement of GC 66000, in order to collect mitigation fees on new development, the fire district must prepare and submit to the Board of Supervisors, an annual Capital Facilities (or Capital Improvements) Plan that delineates and supports a proposed fee schedule; and

**WHEREAS**, the North Tahoe Fire Protection District (FPD) Board of Directors held a public meeting on September 20, at which the Board adopted its Plan by passing Resolution Number 7-2006. The plan increases its existing fee structure by 5.234% based on the increase in the Consumer Price Index (CPI-U, San Francisco, Oakland, San Jose) for the period August 2004 - June 2006; and

**WHEREAS**, North Tahoe FPD total revenues for FY 2005-2006 were \$104,809 and expenses were \$81,806, resulting in a 2006-2007 beginning mitigation fee fund balance of \$170,823, and the District has expected revenues of \$85,000 and expenditures of \$170,976; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the County of Placer that the 2006 Capital Facilities and Mitigation Fee Expenditure Plan for the North Tahoe Fire Protection District is hereby approved.

74

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26 Thursday, September 14, 2006 | tahoejournal.com

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**NOTICE OF HEARING**

**BY WHOM:** North Tahoe Fire Protection District

**LOCATION:** Tahoe City Public Utility District  
221 Fairway Drive,  
Tahoe City, CA

**DATE:** September 20, 2006

**SUBJECT:** ADOPTION, BY RESOLUTION, A  
CAPITAL FACILITIES AND MITIGATION  
FEE EXPENDITURE PLAN FOR THE  
YEAR 2006

The Resolution will be adopting a Capital Facilities and Mitigation Fee Expenditure Plan for the Year 2006. A public hearing on this matter will be held on Wednesday, September 20, 2006 at 6:00 p.m. at the Tahoe City Public Utility District, located at 221 Fairway Drive, 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 3:00 p.m. on Wednesday, September 20, 2006 at the North Tahoe Fire Protection District, 300 North Lake Blvd., P.O. Box 5679, Tahoe City, CA 96145. Copies of the proposed Resolution are available for public review by contacting the Clerk of the Board at 530-583-8913.

Kip Cross  
Clerk of the Board  
Ad #82504208

Pub: Sept. 7, 14, 2006

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RESOLUTION 7-2006  
OF THE  
NORTH TAHOE FIRE PROTECTION DISTRICT

A RESOLUTION ADOPTING THE CAPITAL FACILITIES  
AND  
MITIGATION FEE EXPENDITURE PLAN FOR THE YEAR 2006

**WHEREAS**, at the Regular Meeting held at 5:30 p.m. on September 20, 2006, at 221 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 Year 2006 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.

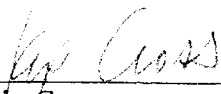
**WHEREAS**, the Board of Directors and staff carefully reviewed and approved the Capital Facilities and Mitigation Fee Expenditure Plan for the Year 2006.


**NOW, THEREFORE BE IT RESOLVED**, that the Board of Directors requests that staff distribute the Capital Facilities and Mitigation Fee Expenditure Plan for the year 2006 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 September 20, 2006 by the following Roll Call Vote:

AYES: Correa, Olette, Loverde  
NOES: none  
ABSENT: Potts, Hale  
ABSTAIN:

Attest:

  
\_\_\_\_\_  
Kip Cross  
Clerk of the Board

  
\_\_\_\_\_  
Dennis Correa  
Board of Directors