

BEFORE THE BOARD OF COMMISSIONERS
OF THE ESPARTO FIRE PROTECTION DISTRICT

RESOLUTION NO. 23-002

A RESOLUTION INITIATING PROCEEDINGS,
PROVIDING INTENTION TO LEVY ASSESSMENTS,
PRELIMINARILY APPROVING ENGINEER'S REPORT,
AND PROVIDING FOR NOTICE OF HEARING,
AND THE MAILING OF ASSESSMENT BALLOTS
FOR THE ESPARTO FIRE PROTECTION DISTRICT,
FIRE PROTECTION AND EMERGENCY RESPONSE
SERVICES ASSESSMENT

WHEREAS, the Esparto Fire Protection District was established in 1931 (the "District") and has a Board of Commissioners (the "Board") appointed by the Board of Supervisors of the County of Yolo; and

WHEREAS, District desires, consistent with the delegation of authority and direction of the Board of Supervisors of the County of Yolo, to initiate the proceedings for the formation of a fire protection and emergency response services assessment district pursuant to Health & Safety Code section 13914, Government Code sections 50078—50078.20, and Cal. Const. art. XIID to provide improved fire suppression (also referred to as fire protection) services, as further described herein, for all the properties within the boundaries of the District; and

WHEREAS, Proposition 218 was adopted on November 6, 1996, adding Articles XIIC and XIID to the California Constitution; and

WHEREAS, Article XIID of the California Constitution and implementing statutes impose certain procedural and substantive requirements relating to assessments (as defined); and

WHEREAS, an Engineer's Report (the "Report") has been prepared by SCI Consulting Group (the "Assessment Engineer") and submitted to the Board, in which a new assessment is proposed to fund the cost of providing fire suppression services and improvements within the District boundaries. This proposed assessment shall be described as the "Fire Protection and Emergency Response Services Assessment District" (hereinafter the "Assessment District") of the Esparto Fire Protection District.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF ESPARTO FIRE PROTECTION DISTRICT AS FOLLOWS:

1. **Reference to Initiation.** Pursuant to the District and direction from the Board, the Assessment Engineer, prepared an Engineer's Report pursuant to Title 5,

Division 1, Part 1, Chapter 1, Article 3.6 of the California Government Code, "Fire Suppression Assessments", beginning with Section 50078 and Article XIID of the California Constitution. The Report has been made, filed with the Secretary of the Board and duly considered by the Board and is hereby deemed sufficient and preliminarily approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to this resolution.

2. **Description of the Services.** Within the Assessment District, the proposed services and equipment to be funded by the assessments are generally described as including, but not limited to, obtaining, furnishing, operating, and maintaining fire suppression, protection and emergency services equipment and apparatus; paying salaries, benefits and other compensation for firefighting and fire prevention personnel; training and administration of personnel performing said fire suppression, protection and emergency services; community fire prevention education and fire inspection ("Services").
3. **Reference to Engineer's Report.** Reference is hereby made to the Report for a full and detailed description of the Services, the boundaries of the Assessment District and the proposed assessments upon assessable lots and parcels of land within the Assessment District.
4. **Report of the Assessment Engineer.** The Report, which is available for public review at the Esparto Fire Protection District, 16960 Yolo Avenue, Esparto CA 95627 and on the District's website (<https://www.espartofire.org/>) and the County's website (<https://www.yolocounty.org/government/general-government-departments/county-administrator/fire-protection-sustainability-board-ad-hoc-committee>), is hereby incorporated by reference. The Report includes:
 - A. A description of the Services to be funded with assessment proceeds;
 - B. An estimate of the annual cost of such Services;
 - C. A description of the assessable parcels of land within the district and proposed to be subject to the new assessment;
 - D. A description of the proportionate special and general benefits conferred on property by the proposed assessment;
 - E. A description of the boundaries of the proposed assessment district, and
 - F. A specification of the amount to be assessed upon various types of assessable land to fund the cost of the Services.
5. **Description of Assessment District.** The Assessment District consists of the lots and parcels shown within the boundary map of the Assessment District on file with the Secretary of the Board, and reference is hereby made to such map for further particulars.

6. **Proposed Assessment Rate.** It is the intention of this Board to levy and collect assessments within the Assessment District. The estimated fiscal year 2023-24 cost of providing the Services is \$431,085. This cost results in a proposed assessment rate of ONE HUNDRED FORTY ONE DOLLARS AND THIRTY FIVE CENTS (\$141.35) per single-family equivalent benefit unit for fiscal year 2023-24 as set forth in the following table.

Property Type	Proposed Rate	Unit
Single Family	\$141.35	each
Multi-Family	\$58.65	res unit
Commercial/Industrial	\$1,050.97	acre
Office	\$277.06	acre
Storage	\$772.06	acre
Parking Lot	\$25.88	each
Vacant	\$18.93	each
Agriculture	\$3.59	acre
Range Land & Open Space	\$0.21	acre

7. **Public Hearing.** The public hearing on the proposed assessment shall be held before the Board of Commissioners located at the Esparto Fire Protection District located at, 16960 Yolo Avenue, Esparto CA 95627, on Thursday, July 13, 2023, at the hour of 6:00 p.m. for the purpose of this Board's determination of whether the public interest, convenience and necessity require the Services and this Board's final action upon the Report and the assessments therein.
8. **Notice and Ballot.** The Board Secretary is hereby authorized and directed to cause Notice of the hearing ordered under Section 7 hereof to be given in accordance with law by mailing, postage prepaid, in the United States mail, and such Notice shall be deemed to have been given when so deposited in the mail. The envelope or cover of the mailing shall include the name of the District. The mailed Notice shall be given by mail to those persons whose names and addresses appear on the last equalized secured property tax assessment roll of the County of Yolo, or in the case of any public entity, the representative of such public entity at the address thereof known to the Board Secretary. The Notice shall include, but not be limited to, the total amount of assessment proposed to be levied in the Assessment District for fiscal year 2023-24, the assessment proposed for the owner's particular parcel(s), and the duration thereof and the reason for the assessment. Each Notice shall also contain the proposed assessment and the basis upon which the amount of the assessment was calculated. Each Notice shall also contain an assessment ballot, a summary of the procedures applicable to the completion, return and tabulation of assessment ballots, the date, time, and location of the public hearing and a statement that the existence of a majority protest will result in the assessment not being imposed. The Notice herein provided shall be mailed not less than forty-five (45) days before the date of the public hearing.

10. **Additional Information.** To get additional information about the proposed assessments, the Assessment District or the proposed Services contact: Curtis Lawrence, Fire Chief, Esparto Fire Protection District, PO Box 366, 16960 Yolo Avenue, Esparto CA 95627, phone number (530) 787-3300, Station19@Espartofire.org. The Engineer's Report and other written material about the Assessment District may also be reviewed at the Fire District during regular business hours, or online: District's website (<https://www.espartofire.org/>) and the County's website (<https://www.yolocounty.org/government/general-government-departments/county-administrator/fire-protection-sustainability-board-ad-hoc-committee>).

11. **Annual Assessments.** If approved, the assessment will be collected annually, until the Board determines that the assessment is no longer necessary. If the proposed assessments are approved, the assessments may increase in future years by an amount equal to the annual change in the Consumer Price Index for All Urban Consumers in the San Francisco-Oakland-Hayward, not to exceed 5% (five percent) per year without a further vote or balloting process. In each subsequent year in which the assessments will be levied, an updated proposed budget and assessment rate shall be prepared and considered by the Board of Commissioners at a noticed public hearing. The updated budget and assessment rate shall serve as the basis for the continuation of the assessments.

PASSED AND ADOPTED by the Board of Commissioners of the Esparto Fire Protection District, this 11th day of May 2023 by the following vote:

AYES ____

NOES ____

ABSENT ____

Chair of the Board

ATTEST:

Secretary of the Board